

PUBLIC NOTICE

WORK SESSION

On Monday, November 14, 2022, at 5:00 P. M. the Aiken City Council will hold a work session for:

1. Presentation of the 2021-22 Audit.
2. Presentation by Donna Westby regarding crime prevention and reduction, and
3. Discussion regarding Plutonium Settlement Funds.

The meeting will be held in the Council Chambers at 111 Chesterfield Street S.

EXECUTIVE SESSION

On Monday, November 14, 2022, City Council will go into Executive Session pursuant to Section 30-4-70(a)(2). There will be discussions regarding the proposed purchase of real property and regarding the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege.

Specifically, City Council will discuss the following:

1. Receive a legal briefing regarding a pending action involving the City's business license ordinance
2. Potential purchase of real property near Whiskey Road for the Powderhouse Connector
3. Legal advice regarding possible changes to the City Council districts resulting from the population and demographic information compiled as part of the 2020 Decennial Census.

The executive session will be held in Room 315 in the Municipal Building at 111 Chesterfield Street S.

The Executive Session may be held prior to and/or after the November 14, 2022, regular City Council meeting. City Council may take action on any matter noticed for executive session following such executive session.

Regular Meeting

The regular meeting will be at 7 p.m. and available for public viewing via YouTube at the following address: <https://www.youtube.com/CityofAikenSC>



Aiken City Council *Agenda*

November 14, 2022

5 P.M. Work Session – Executive Session After Work Session
7:00 P.M. Regular Meeting of City Council

THE CITY OF AIKEN
5 P.M. WORK SESSION – EXECUTIVE SESSION
CITY COUNCIL AGENDA
NOVEMBER 14, 2022
7 P.M.

CALL TO ORDER

INVOCATION AND PLEDGE TO THE FLAG

GUIDELINES

ADDITIONS OR DELETIONS TO THE AGENDA

I. MINUTES:

- (1) Consideration of the Minutes of the Work Session and Regular Meeting of October 24, 2022.

II. PRESENTATIONS:

- (1) Update on Hitchcock Woods Stormwater Project.

III. NON-AGENDA ITEMS FROM THE PUBLIC (total time limited to 30 minutes and each speaker limited to three minutes.):

IV. OLD BUSINESS: Further Consideration of:

- (1) Approval of Appointments and Discussion of Appointees to Various City Boards, Commissions and Committees, Including the Energy & Environmental Committee.
- (2) Approval of a Resolution Reinstating Joshua Stewart to his Term as a Member of the Design Review Board.

A RESOLUTION REINSTATING JOSHUA STEWART TO HIS TERM AS A MEMBER OF THE DESIGN REVIEW BOARD.

- (3) Second Reading and Public Hearing of an Ordinance to Rescind Ordinance No. 05092022B Regarding Conveyance of a Portion of the Right of Way of Newberry Street Between Park Avenue and Richland Avenue to RPM Development Partners, LLC.

AN ORDINANCE TO REPEAL ORDINANCE NO. 05092022B.

- (4) Second Reading and Public Hearing of an Ordinance to Annex Property at 114 Marvin Drive and Zone it Residential Single-Family (RS-10).

AN ORDINANCE TO ANNEX PROPERTY LOCATED AT 114 MARVIN DRIVE AND TO ZONE THE SAME RESIDENTIAL SINGLE-FAMILY RS-10).

- (5) Second Reading and Public Hearing of an Ordinance to Approve an Agreement Concerning Electric Service Rights Between Aiken Electric Cooperative, Inc. and Dominion Energy South Carolina, Inc. and Amending their Franchise Agreements.

AN ORDINANCE APPROVING AN AGREEMENT CONCERNING ELECTRIC SERVICE RIGHTS BETWEEN AIKEN ELECTRIC COOPERATIVE, INC. AND DOMINION ENERGY SOUTH CAROLINA, INC. AND AMENDING THE FRANCHISE AGREEMENTS WITH AIKEN ELECTRIC COOPERATIVE, INC. AND DOMINION ENERGY SOUTH CAROLINA, INC.

V. NEW BUSINESS: Consideration of:

- (1) First Reading of an Ordinance Accepting the FY 2021-22 Audit.

AN ORDINANCE ACCEPTING THE FISCAL YEAR 2021-2022 AUDITED FINANCIAL STATEMENTS AND AUTHORIZING VARIANCES TO THE FISCAL YEAR 2021-2022 BUDGET ORDINANCE.

- (2) First Reading of an Ordinance for Adoption of International Building Codes.

AN ORDINANCE TO AMEND CHAPTER 10 SECTION 10-2 OF THE AIKEN CITY CODE TO INCORPORATE THE 2021 EDITIONS OF THE INTERNATIONAL BUILDING CODE, WITH MODIFICATIONS; INTERNATIONAL FIRE CODE, WITH MODIFICATIONS; INTERNATIONAL FUEL GAS CODE, WITH MODIFICATIONS; INTERNATIONAL PLUMBING CODE, WITH MODIFICATIONS; INTERNATIONAL MECHANICAL CODE, WITH MODIFICATIONS; INTERNATIONAL ENERGY CONSERVATION CODE; THE INTERNATIONAL PROPERTY MAINTENANCE CODE; THE INTERNATIONAL RESIDENTIAL CODE, WITH MODIFICATIONS; THE INTERNATIONAL SWIMMING POOL AND SPA CODE; AND THE 2020 EDITION OF THE NFPA NATIONAL ELECTRICAL CODE, WITH MODIFICATIONS.

VI. PETITIONS AND REQUESTS:

- (1) Resolution Authorizing the City of Aiken to Enter into an Agreement with Debra Murphy, Fred Douglas McLean, Kathy M. McLean and Mary Ann Fry.

A RESOLUTION AUTHORIZING THE CITY OF AIKEN TO ENTER INTO AN AGREEMENT REGARDING DEDICATION AND DEVELOPMENT OF PROPERTY WITH THE MCLEAN FAMILY.

- (2) Resolution Approving the Mission and Bylaws of the City of Aiken Equine Committee.

A RESOLUTION APPROVING THE MISSION AND BYLAWS OF THE CITY OF AIKEN EQUINE COMMITTEE.

VII. NON-AGENDA ITEMS FROM THE PUBLIC (each speaker limited to three minutes):

VIII. INFORMATION

- (a) Issues and Updates.
- (b) Community Development Committee Minutes for October 10, 2022.
- (c) General Aviation Commission Minutes for September 13, 2022.
- (d) Parks, Recreation & Tourism Report for September, 2022.
- (e) Human Resources Department Report for September, 2022.
- (f) Engineering & Utilities Department Report for October, 2022.

IX. ADJOURNMENT

Aiken City Council Minutes

WORK SESSION

October 24, 2022

Present: Mayor Osbon, Councilmembers Brohl, and Price.

Absent: Councilmembers Diggs, Girardeau, Gregory and Woltz.

Others Present: Stuart Bedenbaugh, Gary Smith, Mary Catherine Lawton, Sara Ridout, Mary Tilton, Jessica Campbell, Charles Barranco, Brad Boni, Gary Meadows, Daniel Williams, Matthew Christian, and 5 citizens.

The work session was held in the Council Chambers in the Municipal Building at 111 Chesterfield Street S.

CALL TO ORDER

Mayor Osbon called the work session of October 24, 2022, to order at 5:11 p.m. He apologized for starting late. He noted that some other Councilmembers will be coming in later as some were sick and others had some work conflicts. He stated the Worksession item is a discussion with Aiken Futbol Club regarding lease of property at Citizens Park.

Mr. Bedenbaugh stated several months ago, City Council and the Aiken Futbol Club met in a Council work session to discuss a partnership that would utilize space at Citizens Park for a soccer facility. Aiken Futbol Club has funds for improvements to the property for a phased construction of soccer fields that could ultimately host regional tournaments as well as our recreational soccer leagues and Aiken Futbol Club activities.

Staff and representatives of the Aiken Futbol Club have been working on parameters of a potential lease of some unimproved property at Citizens Park for a potential soccer facility, and this evening we would like to discuss with Council our progress and a timeline for potentially bringing a lease forward for Council consideration. Brad Boni of the Aiken Futbol Club and Jessica Campbell of PRT are present to discuss this with Council and see where we go from here.

Jessica Campbell, Parks, Recreation & Tourism Director, stated we want to make sure Council is okay with moving forward with putting together a lease agreement with Aiken Futbol Club. After some additional discussion with Mr. Boni, their funding needs to happen once the lease agreement actually goes into effect. It is difficult at this time to judge what project costs are going to be for the Club. It is hard to get any designers to develop the project at this point as that is a cost that the Futbol Club would incur. We have to get the lease agreement in place in order for the next step to happen and they can start fundraising and see what the true costs will be.

Ms. Campbell stated with some of the initial estimates that the city provided, the intent was that the first phase of the project would include an artificial turf field and a natural turf field, all the lighting for a full build out as well as fencing. In talking with Mr. Boni, we are not sure that will be doable. It may be that the city needs to look at adding some funds to the project in order to get an artificial turf if that is the direction we would like to go with the understanding that the maintenance on that is a lot less than a natural turf. If we have natural turf fields, then there would need to be some operating investment on the part of the city to make sure we have the capacity to maintain the sports fields in the manner they would need to be as a tournament facility.

Councilwoman Brohl asked if the funding would come after we are able to get some plans made.

Ms. Campbell stated the Futbol Club has some capital in place to start the initial project, but until the lease agreement is in place the Board does not want to give Mr. Boni approval to proceed until we know the property will be leased to the Aiken Futbol Club. There are upfront costs to get a designer to come in as well as a civil engineer. Those costs would come from the Aiken Futbol Club, and they don't want to start that process until we have an agreement in place. Then they will agree to bring in other revenue through sponsorship, a capital campaign, and other community support. Once they have identified the true cost, then they will be able to fundraise accordingly. They can't start the fundraising process until they know the property is available to them.

Mr. Boni stated they are pursuing meeting with engineers, getting proposal numbers and trying to work that out.

Mayor Osbon asked if Aiken Futbol Club would be able to agree to a MOU with contingencies on certain benchmarks happening in fundraising and design, etc.

Ms. Campbell stated that may be a better way to go initially with a MOU versus a lease agreement. She noted that a lot of what she is trying to incorporate in the lease is contingent on what type of property is developed. Then there would be a follow up lease agreement.

Mayor Osbon suggested that maybe Mr. Smith, City Attorney, and Ms. Campbell could have conversations as to what vehicle would be the best for those involved in the proposed project. Mr. Boni stated that would be helpful.

Councilwoman Brohl asked what the timeframe would be if everything goes smoothly.

Mr. Boni stated the timeframe is all based on money--based on their gearing up fundraising, being able to release the restriction on property they own and sell it and generate funds from the sale and build up other sources of revenue. Being able to do that is their timeline. They were hoping for the Fall of 2023. That was thinking we would be further along than we are now. He said funding will delay it some. It is hopeful that in 2024 we could definitely have something in place.

It was noted that possibly there could be some Capital Projects Sales Tax funding for the project.

Mayor Osbon stated the project was great collaboration, and we look forward to a partnership. He thanked Mr. Boni for the update. He said we will make sure we have a summary so all Councilmembers will receive the same information.

Mayor Osbon noted that there were not enough Councilmembers present to vote to go into executive session so Council would recess the work session and wait for other Councilmembers to arrive.

Laura Lance, 3046 Old Powderhouse Road, asked if the soccer field project would serve as a deficit in Citizens Park.

Mayor Osbon pointed out presently the teams play soccer in the outfields of the baseball field which is not good for baseball; it is a conflict when the seasons overlap. It has always been in the interest of the city to have a soccer complex. Soccer is also the largest participant for our youth sports. The project would help the city tremendously as it would bring in private money to partner with the city in something that is our goal anyway. It is a good situation if we can work out the details.

The work session was recessed at 5:23 p.m. until Council had a quorum to vote to go into Executive Session. Councilwoman Diggs arrived at 5:45 p.m.

EXECUTIVE SESSION

Present: Mayor Osbon, Councilmembers Brohl, Diggs, Girardeau (via phone), and Price.

Absent: Councilmembers Gregory and Woltz.

Others Present: Stuart Bedenbaugh, Sara Ridout, and Daniel Plyler, Attorney.

Mayor Osbon stated City Council needs to go into Executive Session pursuant to Sections 30-4-70(a)(2) and (3) to receive legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the public agency in other adversary situations involving the assertion against the agency of a claim.

Specifically, City Council will receive a legal update and/or advice regarding a pending lawsuit, as well as to receive legal advice relating to Project Pascalis.

The executive session will be held in Room 315 in the Municipal Building at 111 Chesterfield Street S.

The Executive Session may be held prior to and/or after the October 24, 2022, regular City Council meeting. City Council may take action on any matter noticed for executive session following such executive session.

Councilwoman Brohl moved, seconded by Councilwoman Price, that Council go into executive session to discuss the matters noted by Mayor Osbon. The motion was unanimously approved.

Council went into executive session at 5:54 p.m.

After discussion, Council returned to the Council Chambers and Mayor Osbon asked for a motion for Council to come out of executive session.

Councilwoman Price moved, seconded by Councilwoman Brohl, that Council come out of executive session. The motion was unanimously approved.

Council came out of executive session at 7:01 p.m.

Sara B. Ridout
City Clerk

Aiken City Council Minutes

October 24, 2022

Present: Mayor Osbon, Councilmembers Brohl, Diggs, and Price.

Absent: Councilmembers Girardeau, Gregory and Woltz.

Others Present: Stuart Bedenbaugh, Gary Smith, Mary Catherine Lawton, Sara Ridout, Charles Barranco, Mary Tilton, Jessica Campbell, Marya Moultrie, Tim O'Briant, Kym Rooks, Daniel Williams, Gary Meadows, Matthew Christian of the Aiken Standard, and about 30 citizens.

CALL TO ORDER

Mayor Osbon called the regular meeting of October 24, 2022, to order at 7:02 p.m. Mayor Osbon led in prayer. The pledge of allegiance to the flag was led by Chief Barranco.

GUIDELINES

Mayor Osbon reviewed the guidelines for speaking at the Council meeting.

ADDITIONS OR DELETIONS TO AGENDA

Mayor Osbon noted that Mayor Pro Tem Woltz was not present. He asked for a motion to accept the agenda as presented. Councilwoman Brohl moved, seconded by Councilwoman Diggs, that Council accept the agenda as presented. The motion was unanimously approved.

MINUTES

The minutes of the October 10, 2022, meeting were considered for approval. Councilwoman Price moved, seconded by Councilwoman Diggs, that the minutes of the October 10, 2022, meeting be approved. The motion was unanimously approved.

PRESENTATIONS

Proclamation

Boy Scouts

Eagle Scout

Ethan Balsam

Matthew Jordan

Preston Gillespie

Wyatt Garrett

Mayor Osbon stated proclamations had been prepared to recognize four Eagle Scouts. He noted that one Eagle Scout was present, that being Matthew Jordon. He said proclamations had

been prepared to recognize Ethan Balsam, Matthew Jordan, Preston Gillespie, and Wyatt Garrett.

Mayor Osbon read the proclamation prepared for Matthew Jordan who was present at the meeting.

Mayor Osbon asked for a motion to approve the four proclamations prepared for the four Eagle Scouts being recognized.

Councilwoman Diggs moved, seconded by Councilwoman Brohl, that Council approve the proclamations prepared for the four Eagle Scouts. The motion was unanimously approved.

Mayor Osbon noted that the ceremony for recognition of the four Eagle Scouts will be held on November 5, 2022, and he will present the proclamations to the four Eagle Scouts at that time. He thanked Matthew Jordan for being present at the Council meeting to be recognized for his accomplishment.

Councilwoman Price stated she was proud of Matthew Jordan and his parents. She pointed out the badges and the things Matthew had done probably could not have been done without his parents and their guidance. She commended Matthew and thanked him for his work.

NON-AGENDA ITEMS

Mayor Osbon asked for non-agenda items from the public with the total time limited to 30 minutes with 3 minutes for each speaker.

Bruce Dimmerman, Chime Bell Church Road, stated he and his wife had moved to Aiken a few months ago. He said similarly to many others who have moved here over the years, Aiken's delightful downtown district was an important contributing factor in their decision to relocate here from Charleston, South Carolina. He said he was dismayed by Project Pascal's when he first learned of it. He was able to get up to speed on the proposed plan thanks to the outstanding recording of the Aiken Chronicles, a few right groups, and conversations with lots of concerned citizens. He said he felt the project proposed for the downtown was way out of scale and if developed would have a materially adverse impact on what makes downtown Aiken unique, distinctive, and attractive. He said the community's impressive activism on this topic has reinforced their decision about relocating to Aiken. He said he felt the main focus should be on restoring and renovating the Hotel Aiken. He felt it might be a challenging project, but no more so than a multitude of similar restoration projects undertaken around the state, country and world every year. Those who attended the Historic Aiken Foundation's excellent preservation workshop on September 28, 2022, were experts about the significant and long term benefits associated with preserving and celebrating historic buildings. It was very persuasive and supported by considerable factual research. He said he hoped Council had attended or watched the video. He said he would take immediate steps to prevent and mitigate any forward deterioration of main Hotel Aiken building. Second, he would provide support and financial assistance for the several small businesses which have been significantly and negatively impacted by the uncertainty from the threatened demolition of the spaces in which

they operate. Thirdly, issue a Request for Proposals for renovation, restoration and management of Hotel Aiken. These steps would enhance the legacy of Council, in his view, as would abandoning any further consideration of a multi-level parking garage and a conference center in downtown Aiken. You may also want to consider these questions related to the MDC. Has that Committee served this Council and the community well? Has it positively impacted the good will between city government and the citizens it serves? Did the committee follow established city policies and procedures? Has it failed to carry out its own mission? He noted when you think about the time, energy and dollars wasted by the MDC, he hoped Council would conclude that the MDC should be dissolved.

Gail King stated her comments were not about Project Pascalis. She said she wanted to commend Matthew Jordan, the Eagle Scout who had made the signs posted in Hitchcock Woods. She noted that she walks in the Woods every day and the new signs are great and she wanted to tell Matthew that, but she did not realize he had left. Mayor Osborn stated with her permission he would share her comments with Matthew Jordan when he presents the proclamations at the ceremony.

Debbie Brown, 292 South Bank Drive, stated at the last meeting she had talked about the advantages of using social media to communicate and improve communications with the community. At that time, she was told about the city app. She said she was very impressed with the app, but there needs to be a marketing plan in order to engage the audience, make them aware of it, and get them starting to use it. She said that could be done with promotions. She said the real opportunity is to garner information from the public about what they want to see in the next development. She said she was startled to find out that it is already in the planning stages, but nothing has ever been communicated to the citizens about what you are thinking. She noted there was a parking garage and a convention center and she wondered where we are with this. She pointed out the only thing discussed was Newberry Street and nothing else. She pointed out that if there are things under discussion with the AMDC, this is the time to begin to use the app and garner information from the community.

Don Moniak, 426 Lake Shore Drive, stated he wanted to ask a question. He said if he supplied Council with a false estimate of a shop that he owns and provided a false estimate of labor to generate a bill what would be the response. He asked if he would be accused of fraud, or they would complain to the Better Business Bureau. He said now that Pascalis is over, it is time to look at the Freedom of Information Act program of the City of Aiken which is currently charging \$48 an hour for some requests, but not all. He noted there is nothing in the statute that allows for a roving fee schedule with a volume request. In 30 years of filing FOIA requests off and on, not constantly, as he took a few years off, with the US Forestry Service, DOT, DHEC, US Department of Energy, Nuclear Regulatory Commission, Aiken County, Department of Natural Resources, City of North Augusta, City of Aiken and a few others, he had never witnessed the kind of deception and obstructionism for large requests under the Freedom of Information Act that he had encountered involving Project Pascalis. He said he was not the only person who has encountered that. It was encountered with the first one filed on March 18. He said that one file on March 18 had a bill of \$5,312 and would take 232 hours to locate all the information. He said he filed a FOIA request for proof that it would take that long to get the information, and they could not prove it. Two months later he received a bill for \$5,312 for

a totally different request for 332 hours. He said he did not find out until late August that there had been other bills for the exact same total. He said if he had done that in private business, he would be accused of fraud. He said he brought this up to the administration, Council, the AMDC and nothing had been done about it. He said this was attempted fraud.

Laura Lance, Old Powderhouse Road, noted that in the Issues and Updates report in the agenda, there is an answer regarding the complaints about the \$2 fee for use of the basketball facilities. "As has been the case since 1995 Fun Funds have been available for all eligible youth which waives the fees." She said she thought that was not correct. She said she thought the Fun Funds are intended for various classes, summer camp, or basketball on a team, etc. and the fee would be waived. She felt the Fun Fund was not intended for the \$1 or \$2 fees that the kids are being charged just to go into the facilities. She said to apply for the funds requires a \$20 registration fee. She said she would like for the use of the funds clarified. She asked when the city started charging these fees.

Mr. Bedenbaugh stated he had been with the city for 12 years and the fees had been charged at least 12 years. He said after talking with the Recreation Director, starting November 1 the daily fees for the individuals 18 and under will be removed. He said regarding individuals applying for the Fun Funds we will need their parent or guardian to sign a form in order to waive the fees as we need that for liability purposes in case someone were to get hurt and we need to call their parent or guardian. He noted that for those under 18 we probably have forms on file for them if they are on a team. He pointed out that the fee has been in place for over a decade.

BOARDS AND COMMISSIONS

Appointments

Eugene White

Energy and Environmental Committee

Mayor Osbon stated Council needed to consider appointments to various city boards, commissions, and committees, including the Energy and Environmental Committee.

Mr. Bedenbaugh stated Council has 31 pending appointments to fill vacancies on different City boards, commissions and committees. One appointment is presented for Council's consideration and vote.

Councilwoman Diggs has recommended the reappointment of Eugene White to the Energy and Environmental Committee. If reappointed Mr. White's term would expire December 31, 2024.

For Council consideration and public comment is the reappointment of Eugene White to the Energy and Environmental Committee.

Councilwoman Brohl moved, seconded by Councilwoman Price, that Council approve the reappointment of Eugene White to the Energy and Environmental Committee.

Mayor Osbon asked for comments from the audience and Council.

Mayor Osbon called for a vote on the motion by Councilwoman Brohl, seconded by Councilwoman Price, that Council approve the reappointment of Eugene White to the Energy and Environmental Committee. The motion was unanimously approved.

Mayor Osbon asked if there were any nominations for consideration at the next meeting of Council.

Councilwoman Price stated she would like to recommend the reappointment of Brendolyn Jenkins Boseman to the Energy & Environmental Committee.

Mayor Osbon stated the recommendation would be considered at the next Council meeting.

BUDGET AMENDMENT – ORDINANCE 10242022

Accommodations Tax Funds

Visit Aiken

City of Aiken Project

Inclined Plane

Mayor Osbon stated this was the time advertised for second reading and public hearing on an ordinance to adjust the 2022-2023 budget to include Accommodations Tax Funds for Visit Aiken and City of Aiken projects.

Mayor Osbon read the title of the ordinance

AN ORDINANCE AMENDING THE BUDGET OF THE CITY OF AIKEN FOR THE FISCAL YEAR BEGINNING JULY 1, 2022 AND ENDING JUNE 20, 2023.

Councilwoman Diggs moved, seconded by Councilwoman Brohl, that Council approve on second reading and public hearing an ordinance to adjust the 2022-2023 budget to include Accommodations Tax Funds for Visit Aiken and City of Aiken projects.

Mr. Bedenbaugh stated at the September 26, 2022, meeting Council approved the recommendation of the Accommodations Tax Committee to use State Accommodations Tax FY23 Grant overage funds for the VisitAiken/City of Aiken tourism related projects.

In order to spend those funds our FY 2022-23 budget needs to be amended to include the funds in our revenue and expenditure accounts. The Tourism budget in the General Fund needs to be amended to include \$100,500 for Visit Aiken advertising and promotion (001-5130-453.33-00). The Parks budget in the General Fund needs to be amended to include \$50,000 for building a full scale replica of the historic find "inclined plane" in the parkway near Hitchcock Woods (001-5150-455.75-06).

Council approved this ordinance on first reading at the October 10, 2022, meeting. For Council consideration is second reading and public hearing of an ordinance to amend the 2022-23 budget to include revenue and expenses for the State Accommodations tax funds recommended

by the Accommodations Tax Committee for the VisitAiken/City of Aiken tourism related projects in the amount of \$150,500.

Mayor Osbon asked for comments from the audience and Council.

Mayor Osbon called for a vote on the motion by Councilwoman Diggs, seconded by Councilwoman Brohl, that Council approve on second reading an ordinance to adjust the 2022-2023 budget to include Accommodations Tax Funds for Visit Aiken and City of Aiken projects. The motion was unanimously approved.

ANNEXATION – ORDINANCE

114 Marvin Drive
Ronald Sigsbee
Kimberly Sigsbee
TPN 122-09-04-015

Mayor Osbon stated an ordinance had been prepared for Council consideration on first reading to annex property at 114 Marvin Drive and zone it Residential Single-Family (RS-10).

Mayor Osbon read the title of the ordinance.

AN ORDINANCE TO ANNEX PROPERTY LOCATED AT 114 MARVIN DRIVE AND TO ZONE THE SAME RESIDENTIAL SINGLE-FAMILY (RS-10).

Councilwoman Price moved, seconded by Councilwoman Brohl, that Council pass on first reading an ordinance to annex 114 Marvin Drive and zone it Residential Single-Family (RS-10).

Mr. Bedenbaugh stated Ronald and Kimberly Sigsbee, owners and applicants, have requested annexation of 114 Marvin Drive containing 0.3 of an acre. It is proposed to zone the property as Residential Single-family (RS-10) which is consistent with the surrounding uses and zoning. The property is located in the Virginia Acres Subdivision, Section 2.

The Planning Commission reviewed this request for annexation at their October 11, 2022, meeting and unanimously recommended that the property be annexed.

For Council consideration is first reading of an ordinance to annex 114 Marvin Drive and zone the property as Residential Single-family (RS-10).

Mayor Osbon asked for comments from the audience and Council.

Mayor Osbon called for a vote on the motion by Councilwoman Price, seconded by Councilwoman Brohl, that Council pass on first reading an ordinance to annex 114 Marvin Drive and zone it Residential Single-Family (RS-10).

AGREEMENT – ORDINANCE

Aiken Electric Cooperative, Inc.
Dominion Energy South Carolina
Service Area
Portrait Hills

Mayor Osbon stated an ordinance had been prepared for first reading to consider an agreement regarding electric service rights between Aiken Electric Cooperative, Inc. and Dominion Energy South Carolina, Inc. and amending the franchise agreements with the two companies.

Mayor Osbon read the title of the ordinance.

AN ORDINANCE APPROVING AN AGREEMENT CONCERNING ELECTRIC SERVICE RIGHTS BETWEEN AIKEN ELECTRIC COOPERATIVE, INC. AND DOMINION ENERGY SOUTH CAROLINA, INC. AND AMENDING THE FRANCHISE AGREEMENTS WITH AIKEN ELECTRIC COOPERATIVE, INC. AND DOMINION ENERGY SOUTH CAROLINA, INC.

Councilwoman Brohl moved, seconded by Councilwoman Diggs, that Council pass on first reading an ordinance to approve an agreement regarding electric service rights between Aiken Electric Cooperative, Inc. and Dominion Energy South Carolina, Inc. and amending the franchise agreements with the two companies.

Mr. Bedenbaugh stated on August 14, 2017, the City of Aiken approved a franchise agreement with Aiken Electric Cooperative, Inc. and a franchise agreement with Dominion Energy South Carolina, Inc. for providing electric service to designated areas in the City of Aiken. The areas to be served by each company are designated on maps in Exhibit A attached to the Electric Service Rights Agreement dated August 14, 2017.

A new subdivision known as Portrait Hills located on University Parkway near the Grand Oaks is being developed in the city. Currently this subdivision consists of two large parcels with one parcel assigned to Aiken Electric and one assigned to Dominion Energy. The companies like to service new subdivisions in their entirety for operational benefits to their company and their customers.

After discussions Aiken Electric and Dominion Energy have agreed that Dominion Energy should serve all of Portrait Hills, and the developer of Portrait Hills is also agreeable to Dominion Energy providing service to the entire subdivision. In order to accomplish this, the agreement concerning Electric Service Rights between Aiken Electric Cooperative and Dominion Energy as well as the franchise agreements with the two companies need to be amended.

For Council consideration is first reading of an ordinance approving an agreement concerning Electric Service Rights between Aiken Electric Cooperative and Dominion Energy and amending the franchise agreements with the two companies assigning all of the Portrait Hills Subdivision to Dominion Energy for electric service.

Mayor Osbon asked for comments from the audience and Council.

Councilwoman Brohl asked a question regarding the lighter color of areas on the maps showing the service areas.

Mr. Bedenbaugh responded that the lighter colors on the maps are areas outside the city limits with the darker colors being areas in the city.

There was a question as to whether a representative of the development was present. It was noted that Scott Neely, of Dominion Energy South Carolina, Inc. was present.

Councilwoman Diggs asked for information about the proposed development.

Mr. Neely stated he knew that the development is for approximately 150 single family homes. He said his involvement had basically been in the territorial assignment change. He said Dominion would appreciate Council's consideration of the territory change. He said this is the first time since the original franchise agreements were approved by Council five years ago that they have come asking for an amendment. He said the agreement had worked wonderfully for both Aiken Electric Cooperative and Dominion Energy. He said it makes more sense from an engineering standpoint and for operational situations like this for one utility to serve the area. He said they would work with Aiken Electric Cooperative in the future to make them whole. The area may not be in the city, but may be in the unincorporated area. He said they want to be fair with each other and there will be a change in their favor at some point in the future.

Councilwoman Price expressed the feeling that it was good to have the companies working together on the service areas.

Mayor Osbon called for a vote on the motion by Councilwoman Brohl, seconded by Councilwoman Diggs, that Council approve on first reading an ordinance amending the agreement for electric service rights for Aiken Electric Cooperative, Inc. and Dominion Energy South Carolina, Inc. and amending their franchise agreements.

NEWBERRY STREET – ORDINANCE

Rescind Ordinance 05092022B

100 Block Newberry Street SW

Project Pascalis

RPM Development Partners, LLC

City Attorney Gary Smith stated he would recuse himself from the discussion on the Newberry Street ordinance and Attorney Daniel Plyler is present to assist Council. Mr. Smith stated he had filed a Potential Conflict of Interest form with the City Clerk. The form stated Mr. Smith is recusing himself because he may have an economic interest in the matter because his law partner, Ray Massey, is an investor in RPM Development Partners, LLC. Mr. Smith left the Council Chambers. Attorney Daniel Plyler took Mr. Smith's seat.

Mayor Osbon stated an ordinance had been prepared for first reading to rescind Ordinance 05092022B to convey a portion of Newberry Street SW to RPM Development Partners, LLC as Project Pascalis had been cancelled.

Mayor Osbon read the title of the ordinance.

AN ORDINANCE TO REPEAL ORDINANCE NO. 05092022B.

Councilwoman Diggs moved, seconded by Councilwoman Brohl, that Council pass on first reading an ordinance to rescind Ordinance 05092022B to convey a portion of Newberry Street SW to RPM Development Partners, LLC.

Mr. Bedenbaugh stated with the RPM Development Partners, LLC withdrawing from Project Pascalis on September 14 and the AMDC subsequently canceling the project on September 29, the ordinance to convey a portion of Newberry Street SW should be considered for repeal. The ordinance, numbered 05092022B, was passed on May 9 and was only enforceable if a master development agreement was obtained between the AMDC and RPM Development Partners, LLC.

To close out Council's obligation to Project Pascalis with RPM Development Partners, LLC, this ordinance of repeal is in front of Council for first reading.

For Council consideration is first reading and public hearing of an ordinance to repeal Ordinance No. 05092022B.

Mayor Osbon asked for comments from the audience and Council.

Debbie Brown, 292 South Bank Drive, stated the Do It Right Alliance is a huge advocate of amending the Newberry Street repeal ordinance by substituting the language from the petition that has been signed by more than 2,600 registered voters in the City of Aiken. An ordinance to prohibit the closing of any part of Newberry Street and to prohibit any intrusion in Newberry Street parkway. Newberry Street and its parkways are an integral part of the historic Aiken grid system and should not be closed or altered for any reason, especially not to benefit a private developer. This ordinance will also repeal the proposed transfer of a portion of Newberry Street to a private developer. Ms. Brown distributed copies of the proposed request to Council.

Don Moniak stated he lives north of Aiken. He said the ordinance says the project was cancelled. He said the only thing that had been cancelled is the Purchase and Sale Agreement between RPM and the MDC. He said last week Mr. Bedenbaugh submitted an affidavit to the court saying the project was on hold. He said he was told by Mr. Tim O'Briant that the project is ongoing. He said there are many different perspectives of the project status. If the project is cancelled, then you should say it is cancelled entirely. In describing the project last week during the court hearing Clarke McCants, Attorney for the City of Aiken, described Project Pascalis as having several arms and Newberry Street was one of those arms. He said this has

been the problem the whole time; it is too segmented; there are too many parts. It was all covered under too many different jurisdictions. There is no cohesion to it. The Newberry Street privatization was first proposed in early 2021 in secret and was not publicly disclosed for a year. He said there are other arms of the project that should be addressed and the project stopped being treated in pieces. First the redevelopment plan and under the AMDC motion was proposed to be canceled. The AMDC does not have the authority to cancel the plan. Only City Council has that authority. The AMDC never actually held a public hearing as legally required for the plan. They did refer it to City Council, which never had a reading either, but just had a resolution which passed August 12, 2020. The plan has never been formally canceled and put in the shredder. That needs to be addressed. The AECOM plan which was approved on March 22, 2021, under the false premise that it qualified as a redevelopment plan. It was never a redevelopment plan, and the AECOM office never said it was either. It was approved in spite of Council not having a full report. Council was missing 200 pages of the report—three appendices. He noted that in the report it said that the Equestrian Community is insular. He said he could not imagine someone reading that and saying it should stay in there. The Bond Issue of 2020 needs to be addressed. Why was this advertised as involving property in the Parkway District when there was knowledge of which facilities and which buildings were being proposed for purchase. AMDC Chairman Keith Wood complained about being deceived by unnamed city staff, but this Bond passage might have been the most deceptive episode in Aiken City Council history. It was known at the time which properties were involved because the Chamber of Commerce had taken assignment of those properties from WTC Investments in May, 2021. The AMDC described it to prospective developers as being under its control. He said these are just a few aspects of this. They all need to be addressed. He said Council does not need to address one arm of this project, but needs to address the whole project. The whole thing should be cancelled. Council should step back, abolish the AMDC, and start all over again. He said the properties owned should be put in some kind of trust that is owned by the City or the Aiken Public Facilities Corporation, put on the market, offer the properties that have existing businesses to the people who own the businesses first and see what happens from there. He said the City had tried two years of government intervention. He said maybe Council needs to go back and try the free market.

Kelly Cornelius, 160 Lynn Drive, thanked Council and said this is what she asked for about five months ago after Council voted to give away Newberry Street. She said she put in a formal appeal of which Council is aware. The appeal was heard last Wednesday. The Judge has not ruled on it yet. The attorney for the City said it was the wrong jurisdiction, but in less than 24 hours, you put this item on the agenda to be heard tonight. She said she was happy that the ordinance to repeal the conveyance of a portion of Newberry Street was on the agenda to be repealed. She said in the big picture it is a sad day when we have to go those lengths to get a city street back. It is the first step. She said she supports the ordinance and supports the stronger language that Debbie Brown mentioned which would protect it even further. She felt the next step after getting Newberry Street back is to abolish the AMDC.

Mayor Osbon asked for any comments from Council. There were no comments from Council.

Mayor Osbon called for a vote on the motion by Councilwoman Diggs seconded by Councilwoman Brohl, that Council pass on first reading an ordinance to rescind Ordinance

05092022B to convey a portion of Newberry Street SW to RPM Development Partners, LLC. The motion was unanimously approved.

Debbie Brown asked about the amendment that she suggested be added to the ordinance.

Mayor Osbon stated it may be something that would be appropriate for Council to consider on second reading. He said the suggestion was a substantial change and something that Council would need to look at before taking action.

NON-AGENDA ITEMS FROM THE PUBLIC

Mayor Osbon asked if there were any non-agenda items from the public. He noted each speaker would be limited to three minutes.

Don Moniak, north of Aiken, noted that an area has been cleared near The Grand Oaks Subdivision off of 19 near the fruit stand and barber shop. He wondered if any donut holes would be created as the property was annexed to the city. He said every time you are creating a donut hole you should say you are creating a donut hole. He said the people in the donut hole should not be compelled to join the city just because the city surrounds them which happens all the time. He said the same thing will be happening on Lincoln with the new development there.

Jenne Stoker, 331 Kershaw Street, stated she had asked why there were no printed out agenda memos on the table. She pointed out that it is very hard to read all the documents on your phone as it is blurry. She noted that the pdf of the agenda that Don Moniak puts on his Aiken Chronicle can be opened on her phone and it is much clearer. She noted that the city's pdf agenda on Laserfiche does not work very well. She said she appreciates what the city is doing and knows that they will keep working on the matter.

Mr. Bedenbaugh stated the issue is that we were throwing away a lot of paper. He noted perhaps there is a middle ground and if there are issues that we believe, based on community feedback there is a lot of interest, we could print some copies.

Laura Lance, Old Powderhouse Road, stated she would like to know how much money has been spent on the purchase and development of the northside park. She said in looking back it looks like in 2014 there was \$4.65 million available for the park. Then in 2015 there was \$3.25 million available for it. Then in 2015 again it was said more than \$4 million was available. She noted that the amount of money that was going to be spent has changed over time. She said she wanted to talk about the amphitheater again. She pointed out that the paper had stated there would be a 300 seat amphitheater, a 700 amphitheater, and after the property was purchased in 2016 there was mention of a 3,000 seat amphitheater. She said she wanted to talk about the water supply and the septic system at the park. In 2016 there was talk about a picnic shelter with 20 tables, plus a few other picnic shelters to accommodate 80 to 100 people. She said what we have now is a small picnic shelter with about six tables. She noted the amphitheater presently is far less than what was mentioned earlier as far as seating capacity. After the property was purchased there was going to be a 7,500 sq. ft. ADA playground. It was

said that the playground was going to one and one-half times larger than the current library playground, but it is not. There were going to be two family bathrooms and a water fountain. She wondered why the city went with a septic tank system instead of connecting to the city's sanitary sewer system. She noted at one point it was said there was going to be enough bathrooms to accommodate the number of people in the amphitheater. She pointed out there are only the two bathrooms and she did not see a water fountain. She pointed out if there is an event at the park, portable bathrooms have to be brought in and portable handwashing stations. She said it goes back to making the northside getting crumbs.

Mayor Osbon stated it was not crumbs, and he did not think any of us think the park is complete yet. He said regarding the septic tank rather than connection to the city's sanitary sewer line, the cost to get the sewer line to the park was a cost decision. He said we know one day we will have sanitary sewer lines along U.S. 1 as we expand in that direction. The idea is that one day we will be able to tie into the city sanitary sewer system. Mayor Osbon stated there have been a lot of conversations on the northside park, and he felt that none of Council are satisfied as to where that is right now. He said perhaps we will have an opportunity to get funding for the park when we talk about CPST again in the next few months.

Councilwoman Price stated she wanted to make some comments regarding the park. She noted that the city purchased 120 acres of land for a reason and that was to create more activity on the northside, recognizing that there is a future on the northside with economic development and housing. She noted that it is becoming a priority in terms of development. She stated hopefully we can get back to the phasing in activities there. It is a lovely park and has a great deal of potential. She said she appreciated Ms. Lance's interest in the park.

Councilmembers pointed out a recent event at Generations Park where about 3,000 people were there. It was also noted that some plutonium settlement funds would be received for improvements at Generations Park. It was also pointed out that Council had talked about the amphitheater and expanding that area.

INFORMATION

Mr. Bedenbaugh stated he would like to note that the next Recreation Commission meeting will be December 20, not November 15, as listed in the Issues and Updates.

ADJOURNMENT

There being no further business, Councilwoman Brohl moved, seconded by Councilwoman Diggs, that the meeting adjourn. The motion was unanimously approved. The meeting adjourned at 8:04 p.m.


Sara B. Ridout
City Clerk

THE CITY OF AIKEN

Memorandum

Date: 14 Nov 2022
To: City Council
From: Stuart T. Bedenbaugh, City Manager
Subject: Update on Hitchcock Woods Stormwater Project.

George Grinton our Project Manager for the Hitchcock Woods Stormwater Project will be here to give a final update on this project. We expect to have our dedication of this project at 2 pm on Sunday, December 4, at the intersection of Laurens Street SW and South Boundary Avenue SW.



Stuart T. Bedenbaugh
City Manager

THE CITY OF AIKEN

Memorandum

Date : November 8, 2022

To : Stuart Bedenbaugh

From : George Grinton

Subject : Sand River Stormwater BMPs Implementation Project Funding Update

This memo is to update the Sand River Stormwater BMPs Implementation project construction funding as approved by City Council.

\$15,725,082 Total cost including pipe lining, site enhancement, project management & testing

Funding Source as approved by Council

\$7,148,000	CPST-SW (II, III, IV)
\$90,000	CPST-Sidewalk
\$195,000	319 Grant
\$5,777,082	SRF (State Revolving Fund) Loan
\$785,000	Hospitality Tax Fund
<u>\$1,750,000</u>	Federal American Rescue Plan
<u>\$15,745,082</u>	Total

Since the last Council meeting additional funds from the community have been contributed towards the project as follows:

\$34,570	Aiken Land Conservancy/Aiken Streetscapes – Assist with BMP6A irrigation for trees and landscaping
<u>\$4,000</u>	Aiken Garden Club – for bench and landscaping in memory of Margaret Shealy
<u>\$38,570</u>	Total

\$15,783,652 Revised Project Total

Council approved an addition to the scope of the project landscaping budget to install a replica of the South Carolina Canal & Railroad Company Inclined Plane. This project will cost \$297,597 as quoted by Thalle. Funding for the Inclined Plane is as follows:

\$200,000	FY2021-22 Budget Carryover
\$50,000	SC State Accommodations Tax Grant
<u>\$47,597</u>	Sand River SW Project Construction Contract Underspending
<u>\$297,597</u>	Total Inclined Plane Replica

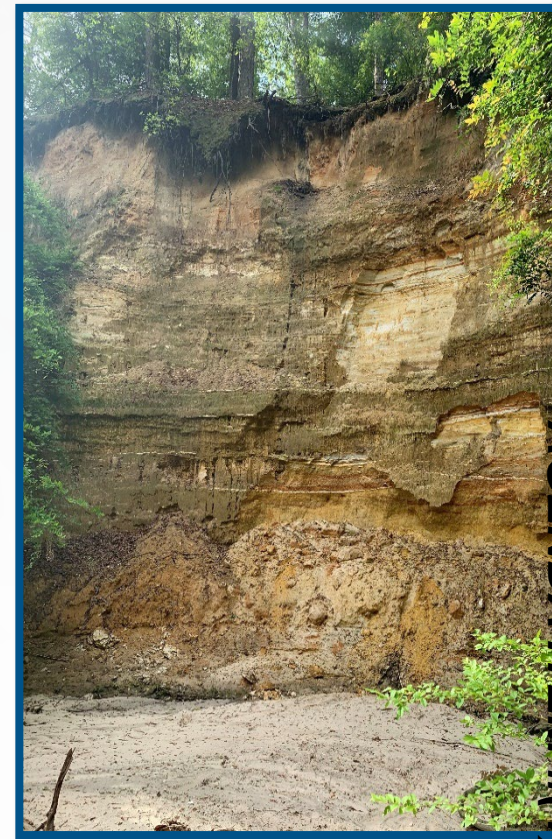
\$16,033,652 Final Sand River Stormwater Project Budget

George Grinton
Project Manager

Hitchcock Woods—Stormwater Implementation Plan

“A Shared Solution” Project Update

City of Aiken 11/14/2022



Sand River Stormwater Project Update

- The vaults have been installed
 - Total of 845 truckloads delivered 1,290 pieces
- The Opti Control system is operational
- Sidewalks along Laurens have been installed

Sand River Stormwater Project Update



BMP 6 Area Excavation

Sand River Stormwater Project Update



BMP 6 Vault Installation

Sand River Stormwater Project Update



BMP 6 Vault Installation

Sand River Stormwater Project Update



Covering of BMP 6

Sand River Stormwater Project Update



BMP6A Outlet Piping

Sand River Stormwater Project Update



BMP 6A Discharge Comparison

Sand River Stormwater Project Update



BMP 6A Discharge Area

Sand River Stormwater Project Update



BMP 6A

Sand River Stormwater Project Update



Sidewalk Installation

Sand River Stormwater Project Update



Sidewalk Installation

Sand River Stormwater Project Update

- Excavation of BMP6 encountered kaolin clay
- Installed 20 Rock Chimneys to allow infiltration of Stormwater
- SCDHEC required that we permit these as injection wells
- Construction permit was issued
- Installing monitoring wells in December as part of the final permit

Sand River Stormwater Project Update



BMP 6 Rock Chimneys

Sand River Stormwater Project Update

- Area landscaping is underway
- Working with Hitchcock Woods Foundation and HW Exhibits to produce artwork for BMP6 area kiosks
- Kiosks will be installed when the Inclined Plane Replica is installed early next year

Sand River Stormwater Project Update



1st Tree Planting

Sand River Stormwater Project Update



BMP 6A Landscaping

Sand River Stormwater Project Update



BMP 6 Landscaping

Sand River Stormwater Project Update



BMP 6 Landscaping

Sand River Stormwater Project Update

- The materials for the Inclined Plane Replica to be installed on BMP6A have been ordered
- Expected installation is by end of February depending on delivery
- Frame of Engine House will be installed in May/June
- Kiosks are being developed

Proposed Exhibit



Proposed Exhibit Layout



Proposed Exhibit Layout



Questions?

THE CITY OF AIKEN

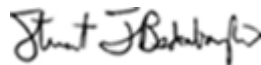
Memorandum

Date: 14 Nov 2022
To: City Council
From: Stuart T. Bedenbaugh, City Manager
Subject: Approval of Appointments and Discussion of Appointees to Various City Boards, Commissions and Committees, Including the Energy & Environmental Committee.

Council has 30 pending appointments to fill vacancies on different City boards, commissions and committees. One appointment is presented for Council's consideration and vote at the meeting tonight.

Councilwoman Price has recommended the reappointment of Brendolyn Jenkins Boseman to the Energy and Environmental Committee. If reappointed, Ms. Boseman's term would expire December 31, 2024.

For Council consideration and public comment is the reappointment of Brendolyn Jenkins Boseman to the Energy and Environmental Committee.



Stuart T. Bedenbaugh
City Manager

BOARDS AND COMMISSION APPOINTMENTS

APPOINTMENTS DUE:

Arts Commission

Melencia Johnson

Lessie Price

Accommodations Tax Committee

Peggy Penland

Rick Osbon

Board of Zoning Appeals

Nancy Dukes

Rick Osbon

Brendan Doherty

Kay Brohl

Building Code Appeals Committee

Hank Moormann (resigned)

Rick Osbon

Jerome Ferguson

Gail Diggs

Community Development Committee

Henry E. Craig, Jr. (deceased)

Ed Woltz

Trudy Boyd

Andrea Gregory

Bonnie Anne Fulghum

Rick Osbon

Design Review Board

Katy Lipscomb

Ed Girardeau

McDonald Law

Rick Osbon

Energy & Environmental Committee

Todd Lista

Rick Osbon

Mike Naples

Ed Woltz

Brendolyn Jenkins Boseman

Lessie Price

Equine Committee

Brooke Thomas

Andrea Gregory

Need to Appoint 3 **New** Members

Rick Osbon 2

Andrea Gregory 1

General Aviation Commission

Carolyn McPherson

Lessie Price

Housing Authority – (5 Year Terms)

John Horvath (resigned)

Andrea Gregory

Sean Alford (resigned)

Ed Woltz

AGENDA ITEM #(1)

Planning Commission

Clayton Clarkson
Ryan Reynolds
Peter Messina
Sam Erb

Kay Brohl
Ed Wolz
Andrea Gregory
Ed Girardeau

Recreation Commission

Suzanne Haslup
Rick Brown (resigned)
Lori Comshaw
Susan Schifer

Ed Woltz
Gail Diggs
Kay Brohl
Andrea Gregory

Senior Commission

William Price

Rick Osbon

ARTS COMMISSION

(Two Year Terms)

(Meets at 5:30 P.M. 1st Tuesday of Every Other Month Beginning February except August)

	<u>Address</u>	<u>Telephone No.</u>	<u>Term Expires</u>	<u>Recommended By</u>
Catherine Thomas (3) (Chair)				
Home:			April 11, 2023	Ed Girardeau
Visual Arts	Aiken, SC 29801			
Larry Jones (6)				
Home:	125 Southpark Commons	843-422-7940	April 11, 2024	Ed Woltz
Arts Organizations	Aiken, SC 29803	larjon100@gmail.com		
Caroline Gwinn				
Home:	122 Laurens St. SW	803-641-9094	April 11, 2023	Rick Osbon
	Aiken, SC 29801			
Performing Arts		execdir@aikencenterforthearts.org		
Tiffany Palmer (NR)				
Home:	199 Avondale Lane	803-270-7425	April 11, 2024	Gail Diggs
	Warrenville, SC 29851			
Business:	Aiken County School District			
		t-palmer@hotmail.com		
Education				
Cody Anderson (2)				Kay Brohl
Home:	3406 Richland Ave. W.	803-341-7022	April 11, 2023	
Arts Organizations	Aiken, SC 29801	cody@georgefuneralhomes.com		
Dr. Melencia Johnson (4)				
Home:	148 W. Middlebury Ln SW	706-831-1044		
	Aiken, SC 29803-8019		April 11, 2022	Lessie Price
Business:	USC-Aiken			
Business Community		melencia.johnson@gmail.com		
Wendy Hirsch (5)			April 11, 2023	Andrea Gregory
Home:	129 Sweetbay Drive	803-514-4384		
	Aiken, SC 29803	swhirsch4@gmail.com		
At Large				
Staff: Mary Rosbach				
Ad-Hoc Members				
Center for the Arts				
Aiken Community Playhouse				
USCA Etherredge Center				

ACCOMMODATIONS TAX COMMITTEE

(Two Year Terms)

(Meets as Called)

	<u>Address</u>	<u>Telephone No.</u>	<u>Term Expires</u>	<u>Recommended By</u>
Kena Black (2) Home: Hospitality	2052 Banks Mill Road Aiken, SC 29801	803-237-8215 kenablack@gmail.com	March 25, 2023	Kay Brohl
Angela Key (2) Home: Business: At Large	202 Abbeville Ave. NW Aiken, SC 29801	443-5189 221-4217 (w) akey@aikencountysc.gov 803-642-1557 ext.351	March 25, 2024	Lessie Price
Peggy Penland (3) Chair Business: Home: Lodging	897 Houndslake Drive Idlewilde Drive Aiken, SC 29803	649-5335 270-7993 ppenlandgilligan@gmail.com	March 25, 2018	Rick Osbon
Deedee Vaughters Home: At Large	1416 Two Notch Rd. Aiken, SC 29803	803-439-5701 deedeevaughters@bellsouth.net	March 25, 2024	Ed Woltz
Regena Brackett (NR) Home: Lodging	1173 Willow Woods Dr. Aiken, SC 29803	803-439-6500 regenam01@yahoo.com	March 25, 2023	Andrea Gregory
Michelle Meriwether (2) Home: At Large	709 Brucewood St. NW Aiken, SC 29801	803-439-0333 journeyofjoy2015@gmail.com	March 25, 2024	Gail Diggs
Tina McCarthy (6) Home: Business: Hospitality	3011 Farmer Road Aiken, SC 29805 Willcox Hotel 100 Colleton Ave SW	634-0177 tmccarthy@thewillcox.com 648-1898 648-6664 (Fax)	March 25, 2023	Ed Girardeau

Staff: Eric Gordon, Tourism Manager 803-679-0012

BOARD OF ZONING APPEALS
 (Three Year Terms)
 (Meets 4th Tuesday at 5:30 P.M.)

	<u>Address</u>	<u>Telephone No.</u>	<u>Term expires</u>	<u>Recommended By</u>
Judy Turner (3) Home:	136 Lancaster Street SW Aiken, SC 29801	649-2361 803-221-2361 jturner430@atlanticbb.net	Dec. 1, 2023	Andrea Gregory
Laurence Ogletree (3) Chair Home:	137 Laurel Ridge Circle Aiken, SC 29803	641-9795 646-1292 (Cell) ogletreelarry@bellsouth.net	Dec. 1, 2023	Lessie Price
Karen Daly (1) Home:	138 Cryptomeria Way Aiken, SC 29803	215-1082 kdaly@meybohm.com	Dec. 1, 2024	Ed Girardeau
Nance Dukes (3) Home:	100 Mulberry Court Aiken, SC 29803	530-0921 (c) dukes337@bellsouth.net	Dec. 1, 2017	Rick Osbon
Brendan Doherty (3) Home:	1139 Bellreive Drive Aiken, SC 29803	295-2680 brendan@atlanticbb.net	Dec. 1, 2021	Kay Brohl
John Brecht (3) Home:	743 Chafee Lane SW Aiken, SC 29801	803-648-3893 (h) 803-270-1309 (c) brechtj@bellsouth.net	Dec. 1, 2024	Gail Diggs
Ira E. (Bud) Coward (6) Home:	256 York Street SE Aiken, SC 29801	645-4806 budcoward@bellsouth.net	Dec. 1, 2023	Ed Woltz

**BUILDING CODE APPEALS COMMITTEE
BOARD OF ADJUSTMENTS AND APPEALS**

(Two Year Terms)

(Meets as Called)

	<u>Address</u>	<u>Telephone No.</u>	<u>Term Expires</u>	<u>Recommended By</u>
Jerome Ferguson (5)				
Home:	115 Raintree Court Aiken, SC 29803	640-2792 jgferguson48@gmail.com	May 12, 2022	Gail Diggs
Business:				
Charity Hefley-Leigh (5)				
Home:	165 Tall Pine Drive Aiken, SC 29803	803-640-0665 charityleigh1012@gmail.com	May 12, 2023	Andrea Gregory
James R. Findley (6) Chair				
Home:	1126 South Boundary Ave. Aiken, SC 29801	221-7955	May 12, 2023	Ed Woltz
Business:	108 Taylor St. SW	648-7955 rfindley@findleyconstruction.com		
Hank Moormann (3) (resigned)				
	1404 Woodbine Road Aiken, SC 29803	649-9621 hmoormann@gmail.com	May 12, 2018	Rick Osbon
Phil Haggerty (4)				
Home:	137 E. Pleasant Colony Dr. Aiken, SC 29803	502-0333 haggerty@gforcecable.com	May 12, 2023	Ed Girardeau
Jamane Williams (2)				
Home:	1339 President Drive P. O. Box 80 Aiken, SC 29802	439-3039 jamanewilliams@gmail.com	May 12, 2024	Lessie Price
Earnest Saylor (3)				
Home:	10 Inverness St. W. P. O. Box 6615 Aiken, SC 29804 Aiken, SC 29804	341-1513 (c) 634-1210 ecsentpcyg31@gmail.com	May 12, 2023	Kay Brohl

Staff: Mike Jordan

COMMUNITY DEVELOPMENT COMMITTEE

(Two Year Terms)

(Meets Quarterly – January, April, July and October on 2nd Monday at 5 P.M.)

	<u>Address</u>	<u>Telephone Number</u>	<u>Term Expires</u>	<u>Recommended By</u>
Henry E. Craig, Jr. (1) (deceased)				
Home:	416 Marion Street NE Aiken, SC 29801	649-2916 270-2100 (c) hcraig2020@aol.com	Sept. 2, 2013	Ed Woltz
Angela Fleming (NR)				
Home:	3478 Heartwood Pass Aiken, SC 29803	803-522-6722 angelaflaming40@yahoo.com	Sept. 2, 2024	Kay Brohl
BonnieAnne Fulghum (6)				
Home:	807 Park Ave SE Aiken, SC 29801	803-292-3041 bonnie@mha-aiken.org	Sept. 2, 2020	Rick Osbon
Gary Yount (Vice Chair)				
Home:	1162 Alderman St. NE Aiken, SC 29801	648-9712 292-8475 (c) gyount@atlanticbb.net	Sept. 2, 2023	Gail Diggs
Leroy Myrick (6)				
Home:	516 Colleton Avenue SE Aiken, SC 29801	648-9497 221-9999 (c) Leroy5160@gmail.com	Sept. 2, 2023	Lessie Price
Trudy S. Boyd (4)				
Home:	112 Ashepoo Drive Aiken, SC 29803	295-6052 (c) tboyd@securityfederalbank.com	Sept. 2, 2018	Andrea Gregory
Judy L. Sennett (4) (Chair)				
Home:	145 Enclave Drive. Aiken, SC 29803	644-8814 jsennett@gforcecable.com	Sept. 2, 2024	Ed Girardeau

Ex-Officio Member:

Staff: Sabina Craig

DESIGN REVIEW BOARD
 (Two Year Terms)
 (Meets 1st Tuesday at 6:30 P.M.)

	<u>Address</u>	<u>Telephone No.</u>	<u>Term Expires</u>	<u>Recommended By</u>
Katy Lipscomb (3)				
Home:	307 Cherbourg Place SW Aiken, SC 29801	215-0702 katylips@aol.com	Dec. 31, 2022	Ed Girardeau
Ben Lott (3)				
Home:	2063 Lorraine Drive Aiken, SC 29801	645-4733 blott@atlanticbb.net	Dec. 31, 2024	Gail Diggs
Construction				
Joshua Stewart (3)				
Home:	818 Laurel Drive SW Aiken, SC 29801	648-4605 josh@stewartbuilders.com	Dec. 31, 2023	Ed Woltz
Construction				
Hannah Robbins (4)				
Home:	227 Willow Lake Drive Aiken, SC 29803	803-308-3987	Dec. 31, 2023	Andrea Gregory
Business: Real Estate		hrobbins@woodsidecommunities.com		
Ahmad Mikell (2)				
Home:	100 Majestic Oak Way Aiken, SC 29801	803-571-5784 ahmad32190@gmail.com	Dec. 31, 2024	Lessie Price
Business: Contractor				
John C. McMichael (3)				
Home:	1103 Hayne Ave SW Aiken, SC 29801	803-522-5212 jcmcmichael164@gmail.com	Dec. 31, 2023	Kay Brohl
McDonald Law (3) Chair				
Home:	1023 Westcliff Drive Aiken, SC 29801	648-9781 mlawhbol@bellsouth.net	Dec. 31, 2022	Rick Osbon
Business: Architect	1075 Brookhaven Drive	648-9612		

Staff: Rebekah Seymour

ENERGY AND ENVIRONMENTAL COMMITTEE

(Two Year Terms)

(Meets 3rd Monday at 4:00 P.M.)

	<u>Address</u>	<u>Telephone No.</u>	<u>Term Expires</u>	<u>Recommended By</u>
Todd Lista (3)				
Home:	309 Park Ave SE Aiken, SC 29801	649-4321 todd@listaphoto.com	Dec. 31, 2020	Rick Osbon
Business	Lista's Photography			
Dr. James Marra (3)				
Home:	2310 Casaba Drive	803-215-7946	Dec. 31, 2023	Kay Brohl
email:	Aiken, SC 29803	jimmarra@bellsouth.net		
Kirk McGowan (4)				
Home:	138 Summer Winds Circle	903-216-5088	Dec. 31, 2023	Andrea Gregory
	Aiken, SC 29803	84lsumba@gmail.com		
John W. Carman (5) Chair				
Home:	112 Charles Towne PL	757-759-2395 (c)	Dec. 31, 2023	Ed Girardeau
	Aiken, SC 29803	jwcarman1@gmail.com 757-759-2395 (c)		
Mike Naples (6)				
Home:	466 York Street SE	803-262-5229	Dec. 31, 2022	Ed Woltz
	Aiken, SC 29801	linda_naples@yahoo.com		
Eugene White (4)				
Home:	148 W Middlebury Lane	803-810-9276	Dec. 31, 2024	Gail Diggs
	Aiken, SC 29803	ebwhitejr@gmail.com		
Brendolyn Jenkins Boseman (2)				
Home:	804 Dillon Ave NW	803-645-3296	Dec. 31, 2022	Lessie Price
	Aiken, SC 29801	bjenkinsboseman@gmail.com		

Staff: Mary Tilton

EQUINE COMMITTEE

(Two Year Terms)

(Meets 1st Monday of Each Calendar Quarter at 4 P.M.)

	<u>Address</u>	<u>Telephone No.</u>	<u>Term expires</u>	<u>Recommended By</u>
Tara Bostwick (6) Home:	525 Laurens St. SW Aiken, SC 29801	(803-270-6190) tgsb@me.com	Jan. 28, 2023	Kay Brohl
Deborah Taussig-Boehner (2) Home:	525 Barnwell Ave. NW. Aiken, SC 29801	803-645-2265 debbie.taussig.boehner@gmail.com	Jan. 28, 2023	Kay Brohl
Chad Ingram (6) Home:	807 Two Notch Rd SE Aiken, SC 29801	803-648-8831 chad.ingram803@gmail.com	Jan. 28, 2024	Lessie Price
Lela Wulf Home:	171 Three Runs Plantation Dr. Aiken, SC 29803	404-394-8633 lkwulf@icloud.com	Jan. 28, 2023	Lessie Price
Chan Carman (6) Home: Aiken, SC 29801	338 Dupree Place SW chan@theridingschoolaiken.com	(406) 855-9125	Jan. 28, 2024	Ed Girardeau
Courtney Conger (2) Home:	211 Third Avenue SW Aiken, SC 29801	645-3308 courtneyconger@carolinacompany.com	Jan. 28, 2024	Ed Girardeau
				Rick Osbon
Sarah G. Wildasin (6) Home:	553 Sumter St. SE Aiken, SC 29801	203-536-0888 sarahwildasin@yahoo.com	Jan. 28, 2024	Gail Diggs
Dr. Lisa Handy (3) Aiken, SC 29803	951 Powderhouse Rd SE scequinevmd@gbellsouth.net	803-642-9195	Jan. 28, 2023	Gail Diggs
Jack Wetzel (3) Home:	494 Powder House Rd. Aiken, SC 29801	803-642-2533 cjwpdh@aol.com	Jan. 28, 2024	Ed Woltz
Susan Trotter (6) Home:	1011 South Boundary Ave. SE Aiken, SC 2980	917-881-7319 bluedogfarm@aol.com	Jan. 28, 2024	Ed Woltz
Brooke Thomas (6) Home:	819 Azalea Place SE Aiken, SC 29801	803-295-8570 corday2@gmail.com	Jan. 28, 2021	Andrea Gregory

PLANNING COMMISSION
 (Two Year Terms)
 (Meets Tuesday after 2nd Monday at 6 P.M.)

	<u>Address</u>	<u>Telephone Number</u>	<u>Term Expires</u>	<u>Recommended By</u>
Dr. Steven F. Simmons (1)				
Home:	60 Greystone Court Aiken, SC 29801	803-552-2441 simmonss72@yahoo.com	Dec. 1, 2023	Gail Diggs
Clayton Clarkson (4)				
Home:	321 Vanderbilt Drive Aiken, SC 29803	clayton.w.clarkson@gmail.com	Dec. 1, 2022	Kay Brohl
Ryan Reynolds (3)				
Home:	3 Brookline Drive Aiken, SC 29803	439-6533 rreynolds@hgreynolds.net	Dec. 1, 2022	Ed Woltz
Business:	H.G. Reynolds Co.	803-641-1401 ext. 220		
Peter Messina (4)				
Home:	1005 Anderson Mill Road Aiken, SC 29803	201-400-3486 peteramessina@gmail.com	Dec. 1, 2022	Andrea Gregory
Jason Rabun (6)				
Home:	957 Oleander Dr. SE Aiken, SC 29801	292-1261 Jason.Rabun@firstcitizens.com	Dec. 1, 2023	Rick Osbon
Charles Matthews (NR)				
Home:	120 Rolling Rock Road Aiken, SC 29803	642-3991 cyardpro@msn.com	Dec. 1, 2023	Lessie Price
Sam Erb (3)				
Home:	1556 Dibble Road Aiken, SC 29801	270-6220 same@atlanticbb.net	Dec. 1, 2022	Ed Girardeau

Staff: Marya Moultrie

GENERAL AVIATION COMMISSION
 (Two Year Terms)
 (Meets 1st Tuesday Every Other Month at 5 P.M.)

	<u>Address</u>	<u>Telephone No.</u>	<u>Term Expires</u>	<u>Recommended By</u>
Douglas Kucyk (4) Home:	229 Summer Winds Cir. Aiken, SC 29803	586-214-6050 dougekucyk@yahoo.com	Sept. 1, 2023	Ed Girardeau
Royal Robbins (3) Chair Home:	325 Bissell Road SW Aiken, SC 29801	643-8441 640-6004 zipper@zandbenterprises.com	Sept. 1, 2023	Rick Osbon
Butch Roberson (NR) Home:	1842 Banks Mill Road Aiken, SC 29803	803-215-5678 butch@2sgtech.com	Sept. 1, 2023	Ed Woltz
Carolyne McPherson (4) Home:	867 Steeplechase Road Aiken, SC 29803	312-339-9379 Stillageek1@gmail.com	Sept. 1, 2022	Lessie Price
John E. Owen (6) Home:	614 Medinah Drive Aiken, SC 29803	644-9795 292-0986 (c) n4714n@gforcecable.com	Sept. 1, 2024	Gail Diggs
John Rush (4) Home:	223 Society Hill Drive Aiken, SC 29803	803-646-4693 john_rush@comcast.net	Sept. 1, 2024	Andrea Gregory
Ansermo L. Arthur (4) Home:	25 Juniper Loop	803-295-7406 darthur1621@mac.com	Sept. 1, 2024	Kay Brohl

Staff: Joy Lester

HOUSING AUTHORITY OF THE CITY OF AIKEN
 (Five Year Terms except for Exec. Dir.)
 (Meets 3rd Tuesday at 5 P.M.)

	<u>Address</u>	<u>Telephone Number</u>	<u>Term Expires</u>	<u>Recommended By</u>
Chanosha Lawton, Chief Exec. Officer (CEO)				
Business:	Aiken Housing Authority 100 Rogers Terrace	649-6673	Indefinite	
Mailing:	P. O. Box 889 Aiken, SC 29802			
Nathaniel Dicks (1)				
Home:	314 Jehossee Drive Aiken, SC 29801	649-4401	May 28, 2023	Gail Diggs
Business:	Dicks Realty & Assoc. 434 Jones Avenue	645-2729		
John J. Lamprecht (4)				
Home:	103 Sabra Avenue New Ellenton, SC 29809	803-720-1525 john@conciergereservices.com	May 28, 2027	Ed Girardeau
James Gallman (6)				
Home:	607 Oriole Street Aiken, SC 29803	642-2212	May 28, 2024	Lessie Price
John Horvath (5) (resigned)				
Home:	108 Crane Court Aiken, SC 29803	642-4223	May 28, 2020	Andrea Gregory
Dr. Sean Alford (resigned)				
Business:	1000 Brookhaven Drive Aiken, SC 29803	761-2269 641-2428 salford@acpsd.net	May 28, 2023	Ed Woltz
Kathryn Wade (3)				
Home:	1010 Hayne Ave. SW Aiken, SC 29801	(803) 295-8585 kathrynmichal63@gmail.com	May 28, 2024	Kay Brohl
Nadira Gary (5) Resident Appointment	446 Greenwich Dr. Aiken, SC 29803	803-979-8177 nadira543@gmail.com	Indefinite	Rick Osbon

RECREATION COMMISSION

(Two Year Terms)

(Meets 3rd Tuesday at 5:30 P.M.- Jan., Feb, Apr, May, Aug, Oct, Dec)

	<u>Address</u>	<u>Telephone No.</u>	<u>Term Expires</u>	<u>Recommended By</u>
Ricky Brown (NR) (resigned)				
Home:	4 Mason Way Aiken, SC 29801	803-507-6027 (c) rbrown62@gmail.com	Sept. 1, 2021	Gail Diggs
Lori Comshaw (3)				
Home:	1106 Bellreive Drive Aiken, SC 29803	803-443-9771 lori@loricomshaw.com	Sept. 1, 2021	Kay Brohl
Melissa Viola (3)				
Home:	705 Cardinal Drive Aiken, SC 29803	803-270-6952 melissamviola@gmail.com	Sept. 1, 2024	Ed Girardeau
Business:				
Suzanne Haslup (6) Chair				
Home:	452 Kershaw Place SE		Sept. 1, 2018	Ed Woltz
Mailing:	P.O. Box 967 Aiken, SC 29802	215-0153 skoakwood@aol.com		
John Pettigrew (5)				
Home:	120 Basswood Drive Aiken, SC 29803	803-480-3900 mikewbeckner@gmail.com	Sept. 1, 2023	Rick Osbon
Susan Schifer (5)				
Home:	118 Maple Circle Aiken, SC 29803	803-439-4889 leeandsuz@gmail.com	Sept. 1, 2022	Andrea Gregory
John L. Wallace (NR)				
Home:	131 Midway Circle Aiken, SC 29803	803-979-0756 enterprises1923@gmail.com	Sept. 1, 2023	Lessie Price
Staff: Rasheka Gaines				
YOUTH MEMBERS:				
Bailey Edwards	bedwards@meadhallschool.org	706-830-7890		
Grey Larlee	larleeG2@student.acpsd.net	803-349-5023		

SENIOR COMMISSION
 (Two Year Terms)
 (Meets 8:00 A.M. Fourth Tuesday)

	<u>Address</u>	<u>Telephone No.</u>	<u>Term Expires</u>	<u>Recommended By</u>
Aimee Hanna (6) Business: (Council on Aging)	159 Morgan St. NW Aiken, SC 29801	803-998-9175 ahanna@aikensenior.org	March 14, 2024	Gail Diggs
William Price (2) Home: (Education)	1550 Redd Street NW Aiken, SC 29801	648-3585 wcarterprice@yahoo.com	March 14, 2018	Rick Osbon
Chrissa Matthews (NR) Home: (At Large)	1162 Legacy Lane Aiken, SC 29803	803-507-1132 chrissa@daybreakcare.com	March 14, 2023	Andrea Gregory
Virginia (Ginger) Hudock (3) Home: (At Large)	309 Northwood Drive Aiken, SC 29803	(803) 640-4381 gingerhudock@icloud.com	March, 14, 2023	Kay Brohl
Scott Truitt (3) Home:	547 Woods Bend Cir. Aiken, SC 29803	803-292-0681 truitt.scott@yahoo.com	March 14, 2024	Ed Girardeau
Margaret Kopp (4) Home (medical)	208 Pinckney Place Aiken, SC 29803	803-593-5143 aikeninfo@bentonhouse.com	March 14, 2023	Ed Woltz
Bonita Peele (1) Home	190 Bushwillow Circle Aiken, SC 29801	803-443-8860 soaringspirit.btp@gmail.com	March 14, 2024	Lessie Price
Staff: Rasheka Gaines				

THE CITY OF AIKEN

Memorandum

Date: 14 Nov 2022
To: City Council
From: Stuart T. Bedenbaugh, City Manager
Subject: Approval of a Resolution Reinstating Joshua Stewart to his Term as a
Member of the Design Review Board.

Josh Stewart was absent for more than 40 percent of the meetings held in 2021 and, per City Code, is removed from his seat on the Design Review Board. Councilman Ed Woltz desires to reappoint Mr. Stewart for the duration of the term, which runs through December 31, 2023, which can be accomplished by approval of the attached resolution reinstating him to his position on the Design Review Board.

For Council consideration is a resolution reinstating Joshua Stewart to his term as a member of the Design Review Board.



Stuart T. Bedenbaugh
City Manager

RESOLUTION _____

**A RESOLUTION REINSTATING JOSHUA STEWART TO HIS TERM AS A MEMBER
OF THE
DESIGN REVIEW BOARD**

WHEREAS, Joshua Stewart's term as a member of the City of Aiken Design Review Board expires December 31, 2023; and,

WHEREAS, City Code Section 2-141 provides that a member of a City of Aiken board or commission who misses from forty percent or more of the of the regular meetings during a calendar year is removed from that board or commission but may be reinstated by a resolution for the remainder of the member's term; and,

WHEREAS, Mr. Stewart was absent from over forty percent of the regular meetings of the Design Review Board during 2021 upon his being absent from the regular meeting held on December 7, 2021;

WHEREAS, Mr. Stewart has served on the Design Review Board since February 27, 2012, and as a practicing professional engineer, he is a valuable member of the Board;

WHEREAS, City Council Member Ed Woltz who previously nominated Mr. Stewart for appointment to the Design Review Board has recommended that Mr. Stewart be reinstated to the Design Review Board as allowed by City Code Section 2-141, and the Aiken City Council deems that his reinstatement is in the best interests of the citizens of the City of Aiken

NOW, THEREFORE, the Aiken City Council hereby resolves that:

Section 1: Pursuant to City Code Section 2-141, Joshua Stewart is hereby reinstated to his existing term on the Design Review Board effective as of January 1, 2022.

Section 2: This resolution shall become effective upon adoption by the Aiken City Council.

Adopted by the Aiken City Council at its regular meeting held this 14th day of November, 2022, at which a quorum was present and voting.

CITY OF AIKEN, SOUTH CAROLINA

By: Rick N. Osbon
Its: Mayor

APPROVED BY:

ATTEST TO:

By: Gary H. Smith, III
Its: City Attorney

By: Sara B. Ridout
Its: City Clerk

THE CITY OF AIKEN

Memorandum

Date: 14 Nov 2022
To: City Council
From: Stuart T. Bedenbaugh, City Manager
Subject: Second Reading and Public Hearing of an Ordinance to Repeal Ordinance No. 05092022B.

With the RPM Development Partners, LLC withdrawing from Project Pascalis on September 14 and the AMDC subsequently canceling the project on September 29, the ordinance to convey a portion of Newberry Street SW should be considered for repeal. The ordinance, numbered 05092022B, was passed on May 9 and was only enforceable if a master development agreement was obtained between the AMDC and RPM Development Partners, LLC.

To close out Council's obligation to Project Pascalis with RPM Development Partners, LLC, this ordinance of repeal is in front of Council this evening.

At first reading on October 24, a proposed amendment to the ordinance was distributed to Council by a member of the public which proposes the following amended language:

"An ordinance to prohibit the closing of any part of Newberry Street and to prohibit any intrusion in the Newberry Street parkways. Explanation: Newberry Street and its parkways are an integral part of the historic Aiken street grid system and should not be closed or altered for any reason, but especially not for the benefit of a private developer. This ordinance will also repeal the proposed transfer of a portion of Newberry Street to a private developer."

Council approved this ordinance on first reading at the October 24, 2022, meeting. For Council consideration is second reading and public hearing of an ordinance to repeal Ordinance No. 05092022B.



Stuart T. Bedenbaugh
City Manager

ORDINANCE NO. _____

AN ORDINANCE TO REPEAL ORDINANCE NO. 05092022B

WHEREAS, on May 9, 2022, the Council of the City of Aiken approved a conditional conveyance of a portion of the right of way known as Newberry Street, located between Park Avenue and Richland Avenue in the City of Aiken, to RPM Development Partners, LLC by passage of Ordinance Number: 05092022B; and

WHEREAS, said conveyance was contingent on the execution of a master development agreement between the Aiken Municipal Development Commission and RPM Partners, LLC; and

WHEREAS, the intended purpose of the conditional conveyance was to allow the development of "Project Pascalis;" and

WHEREAS, Project Pascalis has been terminated and the Aiken Municipal Development Commission has voted to terminate their contract with RPM Partners, LLC; and

WHEREAS, since Project Pascalis has been terminated and the contract between the Aiken Municipal Development Commission has been terminated, the conditions and/or contingencies relating to the conveyance in question cannot be met;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF AIKEN HEREBY ORDAINS THAT:

Ordinance Number: 05092022B is hereby repealed.

ADOPTED by Council of the City of Aiken at its regular meeting held this _____ day of _____, 2022 at which a quorum was present and voting.

INTRODUCTION AND FIRST READING: October 24, 2022

SECOND READING AND ADOPTION: _____

MAYOR

APPROVED:

ATTEST:

CITY ATTORNEY

CITY CLERK

I:\Ordinances\Newberry Street Right of Way (PO) Between Park & Richland to RPM Dev. Repealed 2022-10-24.docx

ORDINANCE NO. 05092022B

AN ORDINANCE APPROVING THE CONVEYANCE OF A PORTION OF THE 100
BLOCK OF NEWBERRY STREET, SW TO RPM DEVELOPMENT PARTNERS, LLC.

WHEREAS, the City of Aiken is the owner of the right of way known as Newberry Street, located between Park Avenue and Richland Avenue, and has received a request from RPM Development Partners, LLC to acquire a portion of this property starting at the corner of Newberry Street SW and Richland Avenue W east for approximately 72 feet into Newberry Street then south approximately 368 feet to the property line of the building at the northeast corner of Newberry Street and The Alley (the "Conveyed Property", as shown at Exhibit A hereto) to allow the development of "Project Pascalis" in return for the lots identified as TMS No. 121-21-08-005 and -008 (the "Contributed Parcels") being contributed free of charge by its owners, Aiken Alley Holdings, LCC to allow their inclusion in the Project Pascalis site; and

WHEREAS, this conveyance is contingent on the execution of a master development agreement between the Aiken Municipal Development Commission and RPM Development Partners, LLC; and

WHEREAS, the City of Aiken desires to convey all of its right, title and interest the Conveyed Property to RPM Development Partners, LLC to be developed pursuant to the terms and conditions of a master development agreement; and

WHEREAS, the Council of the City of Aiken, upon information received, has concluded that Project Pascalis cannot be undertaken by RPM Development Partners, LLC in a manner that best achieves the goals of the City as set forth in that bond ordinance adopted by the Council of the City of Aiken on August 23, 2021 without the Contributed Parcels and the Conveyed Property, and

WHEREAS, the Council of the City of Aiken, has determined that approving the conveyance of Conveyed Parcels is essential to the general health, safety, welfare and economic stability of the City and is in the best interest of its citizens;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF AIKEN HEREBY ORDAINS THAT:

Section 1: The City of Aiken is authorized to transfer its right, title and interest in the above-described property to RPM Development Partners, LLC. This transfer is contingent on the execution of a master development agreement between the Aiken Municipal Development Commission and RPM Development Partners, LLC, and in consideration of the benefits to be obtained by the City and its residents from the

successful development of Project Pascalis as described in that bond ordinance adopted by the Council of the City of Aiken on August 23, 2021.

Section 2: Once the City has received the executed master development agreement described herein and the Contributed Parcels have been conveyed to allow development in accordance with the master development agreement, the Mayor shall be authorized to execute any and all instruments necessary to give this ordinance its full force and effect including the Contract of Sale, deed, and other documents approved by counsel to the City. The Conveyed Property is described as "Newberry Right-of-Way" and comprises 0.2678 acres, as shown at Exhibit A hereto

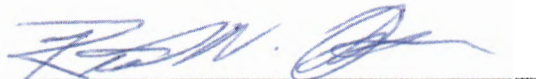
Section 3: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent necessary to give the provisions of this ordinance full force and effect.

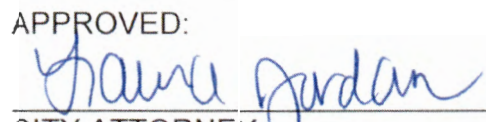
Section 4: This ordinance shall become effective upon adoption by the Council of the City of Aiken.

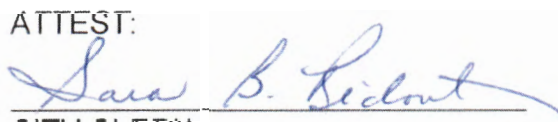
ADOPTED by the Council of the City of Aiken at regular meeting held this 9th day of May, 2022, at which a quorum was present and voting.

INTRODUCTION AND FIRST READING: March 28, 2022

SECOND READING AND ADOPTION: May 9, 2022


MAYOR

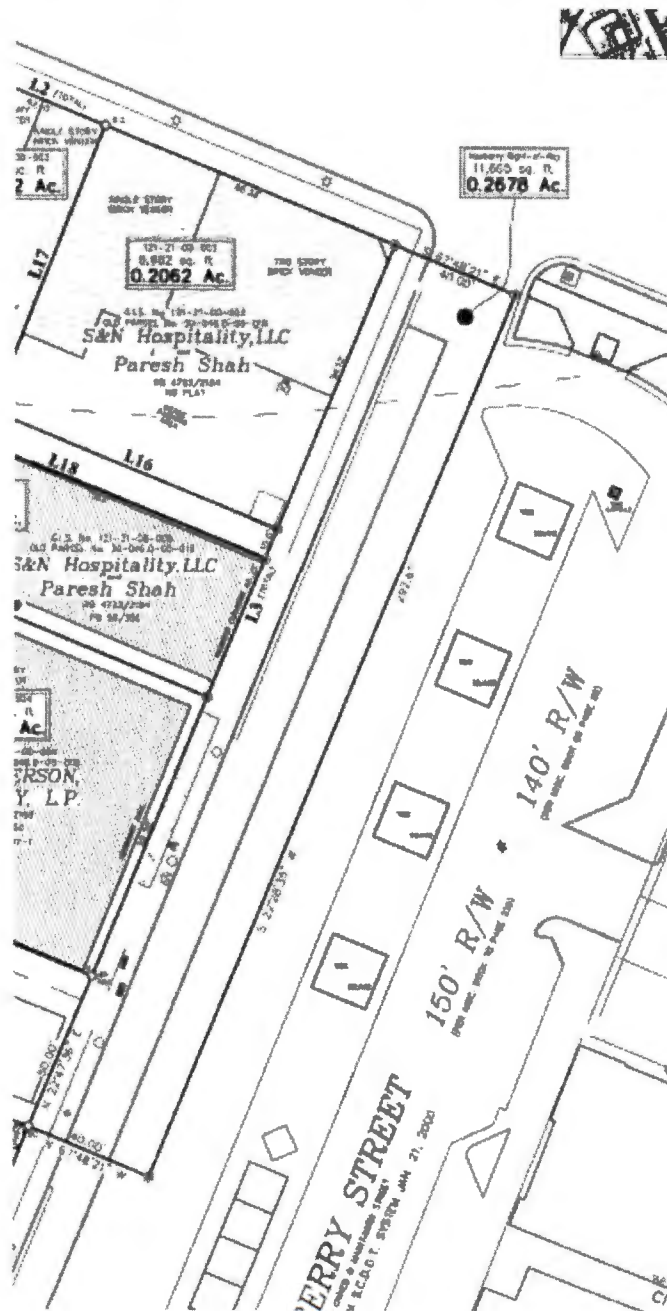
APPROVED:

CITY ATTORNEY

ATTEST:

CITY CLERK

I:\Ordinances\Second Reading - Newberry Street Right of Way (PO) Between Park Richland to RPM Dev 2022-05-09.docx

EXHIBIT A

Excerpt of Plat Showing Conveyed Property



THE CITY OF AIKEN

Memorandum

Date: 14 Nov 2022
To: City Council
From: Stuart T. Bedenbaugh, City Manager
Subject: Second Reading and Public Hearing of an Ordinance to Annex Property at 114 Marvin Drive and Zone it Residential Single-Family (RS-10).

Ronald and Kimberly Sigsbee, owners and applicants, have requested annexation of 114 Marvin Drive containing 0.3 of an acre. It is proposed to zone the property as Residential Single-family (RS-10) which is consistent with the surrounding uses and zoning. The property is located in the Virginia Acres Subdivision, Section 2.

The Planning Commission reviewed this request for annexation at their October 11, 2022, meeting and unanimously recommended that the property be annexed.

City Council approved this ordinance on first reading at the October 24, 2022, meeting. For Council consideration is second reading and public hearing of an ordinance to annex 114 Marvin Drive and zone the property as Residential Single-family (RS-10).



Stuart T. Bedenbaugh
City Manager

ORDINANCE NO. _____

AN ORDINANCE TO ANNEX PROPERTY LOCATED AT 114 MARVIN DRIVE
AND TO ZONE THE SAME RESIDENTIAL SINGLE-FAMILY (RS-10).

WHEREAS, the property owners on the attached Petition are the owners in fee simple of approximately .3 acres of land located without but adjacent to the corporate limits of the City of Aiken and have petitioned for annexation pursuant to §5-3-150 of the Code of Laws of South Carolina to the City of Aiken and to have it zoned Residential Single-Family (RS-10); and

WHEREAS, the Planning Commission of the City of Aiken has reviewed this petition, found that the proposed zoning is consistent with the City of Aiken Comprehensive Land Use and Transportation Plan, and recommended unanimously that such annexation and zoning be approved; and

WHEREAS, the Council of the City of Aiken has concluded that the acceptance of the proposed Petition is essential to the general health, safety, welfare and economic stability of the City and is in the best interest of its citizens;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF AIKEN HEREBY ORDAINS THAT:

Section 1: The owners of the aforesaid property have filed this petition, which is attached hereto and is incorporated herein by reference, showing that the aforesaid premises are owned by them and that they are requesting that said premises be annexed to the corporate limits of the City of Aiken, as provided under and by virtue of Section 5-3-150 of the Code of Laws of South Carolina, 1976, authorizing such annexations and that the said premises be zoned RS-10, Residential Single-Family. The property is also known as Aiken County Tax Map Number 122-09-04-015.

Section 2: The aforesaid premises shall be, and hereby are, annexed to and made a part and parcel of the City of Aiken.

Section 3: The aforesaid premises shall be, and the same hereby are zoned RS-10, Residential Single-Family and the Comprehensive Zoning Map, the Comprehensive Land Use and Transportation Plan, and all other relevant plans and maps of the City of Aiken are hereby adjusted accordingly.

Section 4: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent necessary to give the provisions of this ordinance full force and effect.

Section 5: This ordinance shall become effective upon adoption by the Council of the City of Aiken.

ADOPTED by the Council of the City of Aiken at regular meeting held this _____ day of _____, 2022, at which a quorum was present and voting.

INTRODUCTION AND FIRST READING: October 24, 2022

SECOND READING AND ADOPTION: _____

MAYOR

APPROVED:

ATTEST:

CITY ATTORNEY

CITY CLERK

I:\Ordinances\Annexations\Annex - 114 Marvin Drive - Sigsbee 20i22-10-24.doc



MEMORANDUM

To: City Council
From: Jason Rabun, Vice-Chairman
Date: October 12, 2022
Re: Application #23-20005
Annexation Request
Tax Parcel #122-09-04-015

*JR.
By mm*

Applicants: Ronald John & Kimberly Ann Sigsbee

Owners: Ronald John & Kimberly Ann Sigsbee

Location: 114 Marvin Drive

Size: 0.3 acres

Current Zoning: Residential Conservation (RC)

Proposed Zoning: Residential Single-Family (RS-10)

At its regular meeting on October 11, 2022, the Planning Commission considered a request for Annexation of 114 Marvin Drive.

Background

The applicant is requesting annexation of the subject property to a Residential Single-family (RS-10) zoning. The site is a single lot located at 114 Marvin Drive. It is designated as Lot 10, Block J, Virginia Acres Subdivision, Section 2 and is adjacent to property within the municipal boundary.

Current Zoning

The subject property is currently unincorporated and zoned Residential Conservation District (RC). According to the Aiken County Land Management Ordinance, this district is:

"Intended to foster, sustain, and protect areas in which the principal use of land is for single-family dwellings and related support uses, and to reserve sufficient undeveloped land to meet future single-family housing demands. This district also is intended to encourage in-filling and expansion of 'like development', consistent with the character of existing development."

Ronald John & Kimberly Ann Sigsbee
114 Marvin Drive
Annexation #23-20005
October 12, 2022
Page 2

Proposed Zoning

The proposed Residential Single-family (RS-10) zoning is consistent with the surrounding uses and zoning.

Surrounding Zoning and Land Use

- To the south, the subject property is adjacent to the municipal boundary zoned Residential Single-Family (RS-10), which consists of a single-family dwelling unit.
- To the north, east and west, the subject property is adjacent to unincorporated property that is zoned Residential Conservation (RC) by Aiken County. These properties are developed with single-family dwellings.

Consistency with the Comprehensive Plan

The Comprehensive Land Use and Transportation Plan Future Land Use Map assigns residential uses to this area.

Staff Comments

Accounting for property taxes, average water usage, fire fees, and assuming one vehicle with a valuation of \$25,000, the property owner is projected to save approximately 84 dollars annually by annexing into the City of Aiken.

Possible Conditions of Approval

A motion to recommend approval could include the following conditions to be met prior to the Annexation becoming effective:

There are no conditions of approval.

Recommendation

The Planning Commission voted unanimously to recommend approval of this application.

I:\Planning Commission\Memos to City Council\2022\2022-10-11\114 Marvin Drive- Sigsbee.doc

ANNEXATION PETITION

TO THE HONORABLE COUNCIL OF THE CITY OF AIKEN:

Your petitioner(s), Ronald John Sigsbee and Kimberly Ann Sigsbee, respectfully show:

1. That the petitioner(s) is/are owner(s) of and vested with fee simple title in and to certain lands which lie without but adjacent and contiguous to the City Limits of the City of Aiken, described as follows:

All that certain piece, parcel or lot of land, with all improvements thereon, situate, lying and being located approximately ¼ mile South of the City of Aiken, in Aiken County, South Carolina, being shown and designated as Lot 10, Block J, Virginia Acres Subdivision, Section 2, upon an individual survey thereof made for Patricia S. Kormaus by Jones and Murph, PLS dated September 13, 1988 and recorded in Misc. Book 519 at Page 180, records of Aiken County. Reference is made to aforesaid plat for a complete description as to metes, bounds and location of subject property.

This being the same property convey unto Ronald John Sigsbee and Kimberly Ann Sigsbee by deed of Krystal G. Lewis on May 20, 2022 and recorded Mat 24, 2022 in Record Book 5022, Page 1763, records of Aiken County, South Carolina.

LEGAL DESCRIPTION
SEE ATTACHED EXHIBIT A

Tax Parcel Number: 122-09-04-015

Property Address: 114 Marvin Dr., Aiken, SC 29803

2. That petitioner(s) hereby requests that the aforesaid tract(s) of land be annexed to the corporate limits of the City of Aiken, as is provided under and by virtue of the Code of Laws of South Carolina Section 5-3-150 entitled "Alternate Methods where Petition signed by All or Seventy-Five Percent of Landowners".

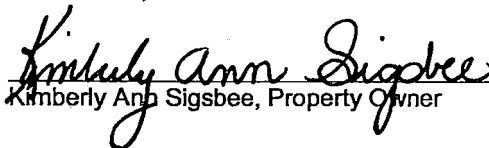
3. It is requested that the tract(s) be annexed under the zoning district classification of RS-10.



Ronald John Sigsbee, Property Owner

8/11/22

Date



Kimberly Ann Sigsbee, Property Owner

8/11/22

Date

114 Marvin Dr., Aiken, SC 29803

Address of Property Owner(s)

**EXHIBIT A
LEGAL DESCRIPTION**

All that certain piece, parcel or lot of land, with all improvements thereon, situate, lying and being located approximately ¼ mile South of the City of Aiken, in Aiken County, South Carolina, being shown and designated as Lot 10, Block J, Virginia Acres Subdivision, Section 2, upon an individual survey thereof made for Patricia S. Kornaus by Jones and Murph, PLS dated September 13, 1988 and recorded in Misc. Book 519 at Page 180, records of Aiken County. Reference is made to aforesaid plat for a complete description as to metes, bounds and location of subject property.

This being the same property convey unto Ronald John Sigsbee and Kimberly Ann Sigsbee by deed of Krystal G. Lewis on May 20, 2022 and recorded Mat 24, 2022 in Record Book 5022, Page 1763, records of Aiken County, South Carolina.

SEE ATTACHED PLAT

RACIAL COMPOSITION FORM

The Voting Rights Act of 1965, as amended, requires cities in certain states to report to the United States Department of Justice all annexations including the number and race of people residing on property annexed or, if undeveloped, an estimate of the number who will reside there.

Please fill in the appropriate space:

Property Location: 114 Marvin Dr., Aiken, SC 29803

Property Owner: Ronald John Sigsbee

Property Owner: Kimberly Ann Sigsbee

Number of Residents:

2

Race of Residents:

white

4

AIKEN COUNTY ASSESSOR
Tax Map:
122-09-04-015
Date: 05/27/2022

2022014910
DEED
RECORDING FEES \$15.00
STATE TAX \$494.00
COUNTY TAX \$209.00
PRESENTED & RECORDED
05-24-2022 09:05 AM
JUDITH WARNER
REGISTER OF MESNE CONVEYANCE
AIKEN COUNTY, SC
BY: DOLLIE VILLANUEVA DEPUTY
BK: RB 5022
PG: 1763 - 1766

Space above this line for recording information

STATE OF SOUTH CAROLINA)
COUNTY OF AIKEN) TITLE TO REAL ESTATE

KNOW ALL MEN BY THESE PRESENTS THAT, KRYSTAL G. LEWIS herein referred to as Grantor for and in consideration of the sum of ONE HUNDRED NINETY THOUSAND AND 00/100 (190,000.00) Dollars paid by RONALD JOHN SIGSBEE AND KIMBERLY ANN SIGSBEE, As Joint Tenants with Rights of Survivorship and Not as Tenants in Common, hereinafter referred to as Grantees in the State aforesaid, the receipt of which is hereby acknowledged, has granted, bargained, sold and released, and by these presents does grant, bargain, sell and release unto the said Grantees, As Joint Tenants with Rights of Survivorship and Not as Tenants in Common, their heirs, successors and assigns forever:

All that certain piece, parcel or lot of land, with all improvements thereon, situate, lying and being located approximately ¼ mile South of the City of Aiken, in Aiken County, South Carolina, being shown and designated as Lot 10, Block J, Virginia Acres Subdivision, Section 2, upon an individual survey thereof made for Patricia S. Kornaus by Jones and Murph, PLS dated September 13, 1988 and recorded in Misc. Book 519 at Page 180, records of Aiken County. Reference is made to aforesaid plat for a complete description as to metes, bounds and location of subject property.

This being the same property conveyed to Patricia Sallee, Krystal G. Lewis and Joshua R. Mead by deed of Patricia Sallee dated August 3, 2016 and recorded August 5, 2016 in Record Book 4617, Page 1891, Aiken County Records. Thereafter, Patricia Sallee passed away on October 17, 2021 and all of her right, title and interest passed by operation of law to Krystal G. Lewis and Joshua R. Mead. Subsequently, Joshua R. Mead conveyed his interest in the subject property to Krystal G. Lewis by deed dated April 29, 2022 and recorded May 3, 2022 in Record Book 5018, Page 71, Aiken County Records.

Tax Parcel No.: 122-09-04-015

RB BK 5022 PG 1763

Grantees' Address: 37 Lincoln Ave.
Clifton Park, NY 12065

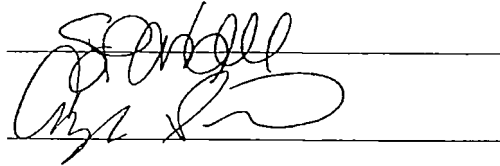
TOGETHER with all and singular, the rights, members, hereditaments and appurtenances to the said premises belonging or in anywise incident or appertaining.

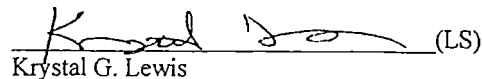
TO HAVE AND TO HOLD all and singular the premises before mentioned unto the said Grantees, As Joint Tenants with Rights of Survivorship and Not as Tenants in Common, their heirs and assigns forever.

AND THE GRANTOR does hereby bind Grantor's heirs, executors and administrators, to warrant and forever defend all and singular the said premises unto the said Grantees, As Joint Tenants with Rights of Survivorship and Not as Tenants in Common, their heirs and assigns, against Grantor and Grantor's heirs and against every person whomsoever lawfully claiming or to claim the same or any part thereof.

WITNESS my Hand and Seal this 17th day of May, in the year of our Lord 2022

Signed, Sealed and Delivered
in the Presence of:

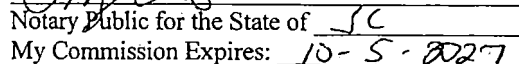


 (LS)
Krystal G. Lewis

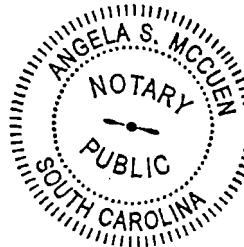
STATE OF SOUTH CAROLINA
COUNTY OF AIKEN

I, the undersigned notary, do hereby certify that Krystal G. Lewis personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal this the 20 day of May, 2022.


Notary Public for the State of SC
My Commission Expires: 10-5-2027

[NOTARY SEAL]



RB BK 5022 PG 1764

STATE OF SOUTH CAROLINA
COUNTY OF AIKEN

Page 1 of 2
AFFIDAVIT

PERSONALLY appeared before me the undersigned, who being duly sworn, deposes and says:

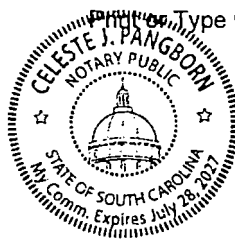
1. I have read the information on this affidavit and I understand such information.
2. The property being transferred is known as 114 Marvin Drive, in Aiken County, bearing County Tax Map Number 122-09-04-015 which was transferred by Krystal G. Lewis to Ronald John-Sigsbee and Kimberly Ann Sigsbee on May 18, 2022
3. Check one of the following. The deed is
- (a) X subject to the deed recording fee as a transfer for consideration paid or to be paid in money or money's worth.
- (b) _____ subject to the deed recording fee as a transfer between a corporation, a partnership, or other entity and a stockholder, partner, or owner of the entity, or is a transfer to a trust or as a distribution to a trust beneficiary.
- (c) _____ exempt from the deed recording fee because (See Information section of affidavit):
(If exempt, please skip items 4 - 7, and go to item 8 of this affidavit.)
4. Check one of the following if either item 3(a) or item 3(b) above has been checked (See Information section of this affidavit):
- (a) X The fee is computed on the consideration paid or to be paid in money or money's worth in the amount of \$ 190,000.00
- (b) _____ The fee is computed on the fair market value of the realty which is _____.
- (c) _____ The fee is computed on the fair market value of the realty as established for property tax purposes which is _____.
5. Check Yes _____ or No X to the following: A lien or encumbrance on the land, tenement, or realty before the transfer and remained on the land, tenement, or realty after the transfer. If "Yes," the amount of the outstanding balance of this lien or encumbrance is:
6. The deed recording fee is computed as follows:
- | | |
|--|--------------|
| (a) Place the amount listed in item 4 above here: | \$190,000.00 |
| (b) Place the amount listed in item 5 above here: | \$ |
| (c) (If no amount is listed, place zero here.) | \$0 |
| (c) Subtract Line 6(b) from Line 6(a) and place result here: | \$190,000.00 |
7. The deed recording fee due is based on the amount listed on Line 6(c) above and the deed recording fee due is: \$703.00
8. As required by Code Section 12-24-70, I state that I am a responsible person who was connected with the transaction as: Attorney
9. I understand that a person required to furnish this affidavit who willfully furnishes a false or fraudulent affidavit is guilty of a misdemeanor and, upon conviction, must be fined not more than one thousand dollars or imprisoned not more than one year, or both. 1 A

Responsible Person Connected with the Transaction

SWORN to before me this 20
day of May, 2022

Notary Public for _____
My Commission Expires: _____

Printed on Type Name Here: Mary O. Guynn



Deed Consideration Affidavit

RB BK 5022 PG 1765

INFORMATION

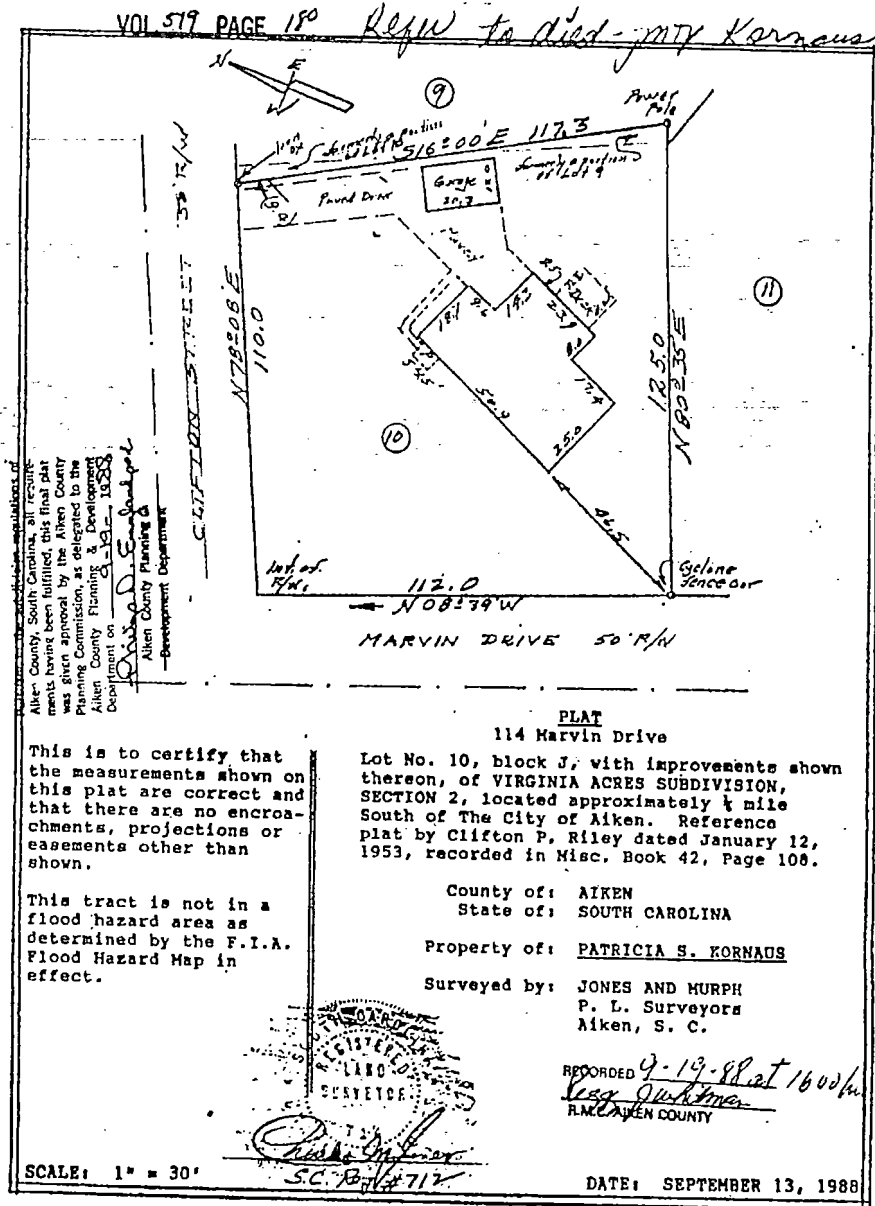
Except as provided in this paragraph, the term "value" means "the consideration paid or to be paid in money or money's worth for the realty." Consideration paid or to be paid in money's worth includes, but is not limited to, other realty, personal property, stocks, bonds, partnership interest and other intangible property, the forgiveness or cancellation of a debt, the assumption of a debt, and the surrendering of any right. The fair market value of the consideration must be used in calculating the consideration paid in money's worth. Taxpayers may elect to use the fair market value of the realty being transferred in determining fair market value of the consideration. In the case of realty transferred between a corporation, a partnership, or other entity and a stockholder, partner, or owner of the entity, and in the case of realty transferred to a trust or as a distribution to a trust beneficiary, "value" means the realty's fair market value. A deduction from value is allowed for the amount of any lien or encumbrance existing on the land, tenement, or realty before the transfer and remaining on the land, tenement, or realty after the transfer. Taxpayers may elect to use the fair market value for property tax purposes in determining fair market value under the provisions of the law.

Exempted from the fee are deeds:

- (1) transferring realty in which the value of the realty, as defined in Code Section 12-24-30, is equal to or less than one hundred dollars;
- (2) transferring realty to the federal government or to a state, its agencies and departments, and its political subdivisions, including school districts;
- (3) that are otherwise exempted under the laws and Constitution of this State or of the United States;
- (4) transferring realty in which no gain or loss is recognized by reason of Section 1041 of the Internal Revenue Code as defined in Section 12-6-40(A);
- (5) transferring realty in order to partition realty as long as no consideration is paid for the transfer other than the interests in the realty that are being exchanged in order to partition the realty;
- (6) transferring an individual grave space at a cemetery owned by a cemetery company licensed under Chapter 55 of Title 39;
- (7) that constitute a contract for the sale of timber to be cut;
- (8) transferring realty to a corporation, a partnership, or a trust in order to become, or as, a stockholder, partner, or trust beneficiary of the entity provided no consideration is paid for the transfer other than stock in the corporation, interest in the partnership, beneficiary interest in the trust, or the increase in value in such stock or interest held by the grantor. However, except for transfers from one family trust to another family trust without consideration, the transfer of realty from a corporation, a partnership, or a trust to a stockholder, partner, or trust beneficiary of the entity is subject to the fee even if the realty is transferred to another corporation, a partnership, or trust;
- (9) transferring realty from a family partnership to a partner or from a family trust to a beneficiary, provided no consideration is paid for the transfer other than a reduction in the grantee's interest in the partnership or trust. A "family partnership" is a partnership whose partners are all members of the same family. A "family trust" is a trust, in which the beneficiaries are all members of the same family. "Family" means the grantor, the grantor's spouse, parents, grandparents, sisters, brothers, children, stepchildren, grandchildren, and the spouses and lineal descendants of any of them, and the grantor's and grantor's spouse's heirs under a statute of descent and distribution. A "family partnership" or "family trust" also includes charitable entities, other family partnerships and family trusts of the grantor, and charitable remainder and charitable lead trusts, if all the beneficiaries are charitable entities or members of the grantor's family. A "charitable entity" means an entity which may receive deductible contributions under Section 170 of the Internal Revenue Code as defined in Section 12-6-40(A);
- (10) transferring realty in a statutory merger or consolidation from a constituent corporation to the continuing or new corporation;
- (11) transferring realty in a merger or consolidation from a constituent partnership to the continuing or new partnership; and,
- (12) that constitute a corrective deed or a quitclaim used to confirm title vested in the grantee, provided that no consideration of any kind is paid or is to be paid under the corrective or quitclaim deed.
- (13) transferring realty subject to a mortgage to the mortgagee whether by a deed in lieu of foreclosure executed by the mortgagee or deed pursuant to foreclosure proceedings.
- (14) transferring realty from an agent to the agent's principal in which the realty was purchased with funds of the principal, provided that a notarized document is also filed with the deed that establishes the fact that the agent and principal relationship existed at the time of the original purchase as well as for the purpose of purchasing the realty.
- (15) transferring title to facilities for transmitting electricity that is transferred, sold, or exchanged by electrical utilities, municipalities, electric cooperatives, or political subdivisions to a limited liability company which is subject to regulation under the Federal Power Act (16 U.S.C. Section 791(a)) and which is formed to operate or to take functional control of electric transmission assets as defined in the Federal Power Act.

Deed Consideration Affidavit

RB BK 5022 PG 1766



RETURNED TO: *B. Lick*

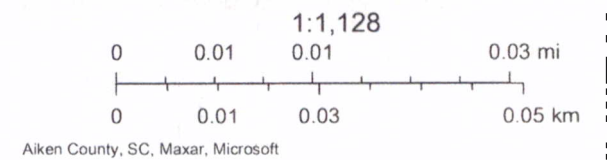


114 Marvin Drive - Aerial



10/12/2022, 2:20:52 PM

-  Parcels
-  Addresses



THE CITY OF AIKEN

Memorandum

Date: 14 Nov 2022
To: City Council
From: Stuart T. Bedenbaugh, City Manager
Subject: Second Reading and Public Hearing of an Ordinance to Approve an Agreement Concerning Electric Service Rights Between Aiken Electric Cooperative, Inc. and Dominion Energy South Carolina, Inc. and Amending their Franchise Agreements.

On August 14, 2017, the City of Aiken approved a franchise agreement with Aiken Electric Cooperative, Inc. and a franchise agreement with Dominion Energy South Carolina, Inc. for providing electric service to designated areas in the City of Aiken. The areas to be served by each company is designated on maps in Exhibit A attached to the Electric Service Rights Agreement dated August 14, 2017.

A new subdivision known as Portrait Hills located on University Parkway near The Oaks is being developed in the city. Currently this subdivision consists of two large parcels with one parcel assigned to Aiken Electric and one assigned to Dominion Energy. The companies like to service new subdivisions in their entirety for operational benefits to their company and their customers.

After discussions Aiken Electric and Dominion Energy have agreed that Dominion Energy should serve all of Portrait Hills, and the developer of Portrait Hills is between Aiken Electric Cooperative and Dominion Energy as well as the franchise agreements with the two companies need to be amended.

Council approved this ordinance on first reading at the October 24, 2022, meeting. For Council consideration is second reading and public hearing of an ordinance approving an agreement concerning Electric Service Rights between Aiken Electric Cooperative and Dominion Energy and amending the franchise agreements with the two companies assigning all of the Portrait Hills Subdivision to Dominion Energy for electric service.



Stuart T. Bedenbaugh
City Manager

ORDINANCE NO. _____

AN ORDINANCE APPROVING AN AGREEMENT CONCERNING ELECTRIC SERVICE RIGHTS BETWEEN AIKEN ELECTRIC COOPERATIVE, INC. AND DOMINION ENERGY SOUTH CAROLINA, INC. AND AMENDING THE FRANCHISE AGREEMENTS WITH AIKEN ELECTRIC COOPERATIVE, INC. AND DOMINION ENERGY SOUTH CAROLINA, INC.

WHEREAS, Aiken Electric Cooperative, Inc. ("Aiken Electric") and Dominion Energy South Carolina, Inc. ("DESC") each have separate franchises with the City of Aiken ("City"), dated November 30, 2017, which granted Aiken Electric and DESC service rights to the respective green and red properties identified in Exhibit A, which was also attached to the Electric Service Rights Agreement dated August 14, 2017; and

WHEREAS, Portrait Hills is a new subdivision being developed within the City limits of Aiken and encompasses two large parcels, one of which is presently assigned to Aiken Electric (shaded in purple on the attached Exhibit 1) and one of which is presently assigned to DESC (shaded in bright red on the attached Exhibit 1); and

WHEREAS, Aiken Electric and DESC endeavor to serve new subdivisions in their entirety for the operational and practical benefits to the utilities and its customers; and

WHEREAS, Aiken Electric and DESC have agreed that DESC should serve the entirety of Portrait Hills as is more particularly set forth in the Agreement Concerning Electric Service Rights Between Aiken Electric Cooperative, Inc. and Dominion Energy South Carolina, Inc. ("the Agreement") which is attached as Exhibit 2, and the developer of Portrait Hills is agreeable with DESC providing service to the entire subdivision; and

WHEREAS, the Parties agree that Exhibit A to the Electric Service Rights Agreement dated August 14, 2017, and incorporated in DESC's and Aiken Electric's respective franchises, must be amended as set forth in Exhibit 2 to grant DESC service rights to the entire Portrait Hills Subdivision; and

WHEREAS, the Council of the City of Aiken has concluded that the approval of this Agreement and the amendment of the Aiken Electric and DESC franchises is essential to the general health, safety, welfare and economic stability of the City and is in the best interest of its citizens;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF AIKEN HEREBY ORDAINS THAT:

Section 1: Aiken is authorized to enter into the Agreement attached hereto as Exhibit 2 with Aiken Electric and DESC. The Mayor is given the authority by this Ordinance to execute the Agreement.

Section 2: The Electric Service Rights Agreement dated August 14, 2017, and incorporated in DESC's and Aiken Electric's respective franchises, are hereby amended as set forth in Exhibit 2 to grant DESC service rights to the entire Portrait Hills Subdivision. Except as amended by Exhibit 2, the Franchise Agreements for DESC and Aiken Electric and approved on November 30, 2017, shall remain in full force and effect.

Section 3: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent necessary to give the provisions of this ordinance full force and effect.

Section 4: This ordinance shall become effective upon adoption by the Council of the City of Aiken.

ADOPTED by the Council of the City of Aiken at regular meeting held this _____ day of _____, 2022, at which a quorum was present and voting.

INTRODUCTION AND FIRST READING: _____ October 10, 2022

SECOND READING AND ADOPTION: _____

MAYOR

APPROVED:

ATTEST:

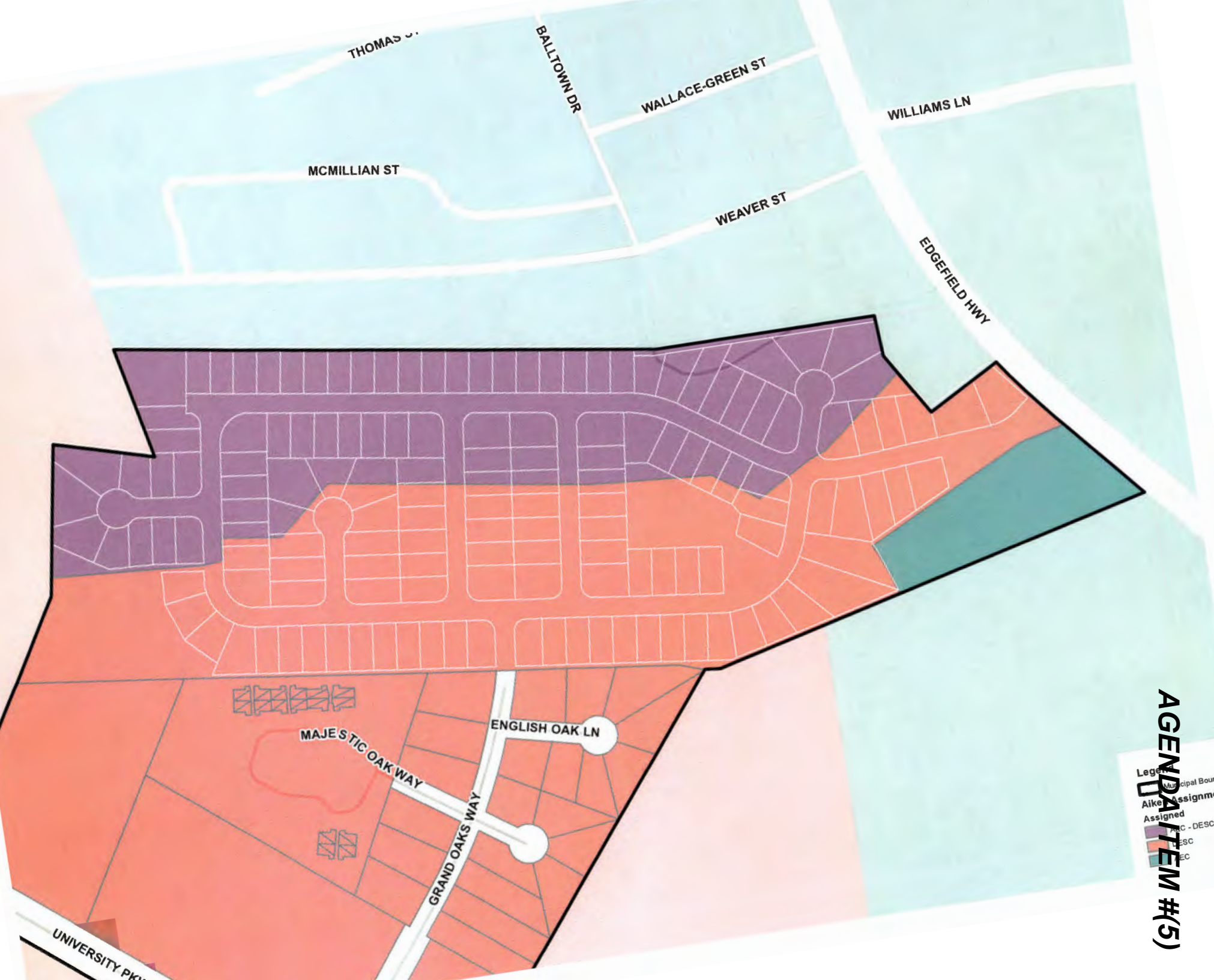
CITY ATTORNEY

CITY CLERK

I:\Ordinances\Agreement-Ord-Aiken Elec. and Dominion amendment to Service Rights Agreement 2022-10-10.doc

AGENDA ITEM # (5)

Legend
Municipal Boundaries
Aiken Assignments
Assigned
EC - DESC
ESC
EC



**AGREEMENT CONCERNING ELECTRIC SERVICE RIGHTS BETWEEN
AIKEN ELECTRIC COOPERATIVE, INC. AND DOMINION ENERGY SOUTH
CAROLINA, INC.**

This Electric Service Rights Agreement is entered into this ____ day of _____, 2022, by and between Dominion Energy South Carolina, Inc. (“DESC”), Aiken Electric Cooperative, Inc. (“Aiken Electric”), and the City of Aiken (“City”) (collectively, “Parties”).

WHEREAS, Aiken Electric and DESC each have separate franchises with the City, dated November 30, 2017, which granted Aiken Electric and DESC service rights to the respective green and red properties identified in Exhibit A, which was also attached to the Electric Service Rights Agreement dated August 14, 2017; and

WHEREAS, Portrait Hills is a new subdivision being developed within the City limits of Aiken and encompasses two large parcels, one of which is presently assigned to Aiken Electric (shaded in purple on the attached Exhibit 1) and one of which is presently assigned to DESC (shaded in bright red on the attached Exhibit 1); and

WHEREAS, Aiken Electric and DESC endeavor to serve new subdivisions in their entirety for the operational and practical benefits to the utilities and its customers; and

WHEREAS, Aiken Electric and DESC have agreed that DESC should serve the entirety of Portrait Hills, and the developer of Portrait Hills is agreeable with DESC providing service to the entire subdivision; and

WHEREAS, the Parties agree that Exhibit A to the Electric Service Rights Agreement dated August 14, 2017, and incorporated in DESC’s and Aiken Electric’s respective franchises, must be amended to grant DESC service rights to the entire Portrait Hills Subdivision.

NOW THEREFORE, in consideration of the mutual covenants herein contained, the sufficiency of which is acknowledged, the Parties hereby agree as follows:

1. The Amended Exhibit A reflects the transfer of the service rights of the parcels highlighted in purple on Exhibit 1 from Aiken Electric to DESC and also reflects any annexations that may have occurred since the original Exhibit A was produced. Amended Exhibit A is a reasonable assignment of the electric service rights to the parcels located within the City limits and resolves any current and future disputes regarding electric service rights to the parcels.

2. No later than _____, 20__, the City will amend Ordinance No. 11272017C, the DESC franchise, and Ordinance No. 11272017B, the Aiken Electric franchise, to substitute Amended Exhibit A for the original Exhibit A. With the exception of this substitution of Amended Exhibit A for Exhibit A, the Parties agree that no further changes to the franchise ordinances will be made at this time.
3. The electric service rights delineated in Amended Exhibit A are in compliance with applicable state law.
4. This Electric Service Rights Agreement will not be amended without the express written consent of all Parties.

IN WITNESS WHEREOF, the duly authorized representatives of the Parties have caused this Electric Service Rights Agreement to be executed on the date first written above.

CITY OF AIKEN

Rick N. Osbon, Mayor

Date

DOMINION ENERGY SOUTH CAROLINA, INC.

W. Keller Kissam, President

Date

AIKEN ELECTRIC COOPERATIVE, INC.

Gary L. Stooksbury, Chief Executive Officer

Date

I:\Ordinances\Agreement - AEC and DESC Service Rights Agreement in City of Aiken 2022-10-10.doc

Exhibit A - City of Aiken Parcel Assignment

Date: 9/15/2022

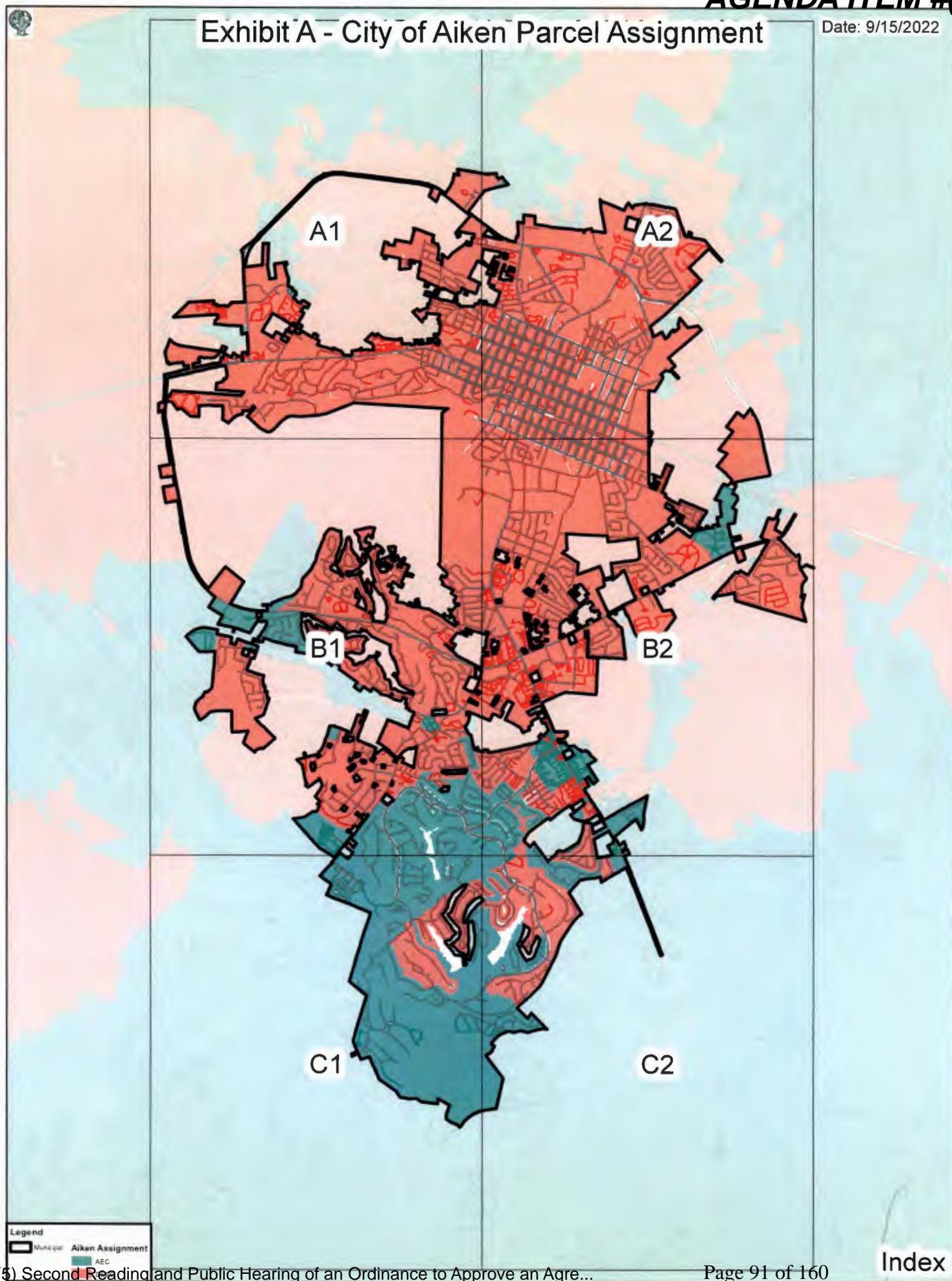


Exhibit A - City of Aiken Parcel Assignment

Date: 9/15/2022

Legend

- Municipal: Aiken Assignment
- AEC

5) Second Reading and Public Hearing of an Ordinance to Approve an Agre...

Page 92 of 160

A1

Exhibit A - City of Aiken Parcel Assignment

Date: 9/15/2022

Legend

- Municipal
- AEG

5) Second Reading and Public Hearing of an Ordinance to Approve an Agre... Page 93 of 160

A2

[illegible]

Exhibit A - City of Aiken Parcel Assignment

Date: 9/15/2022

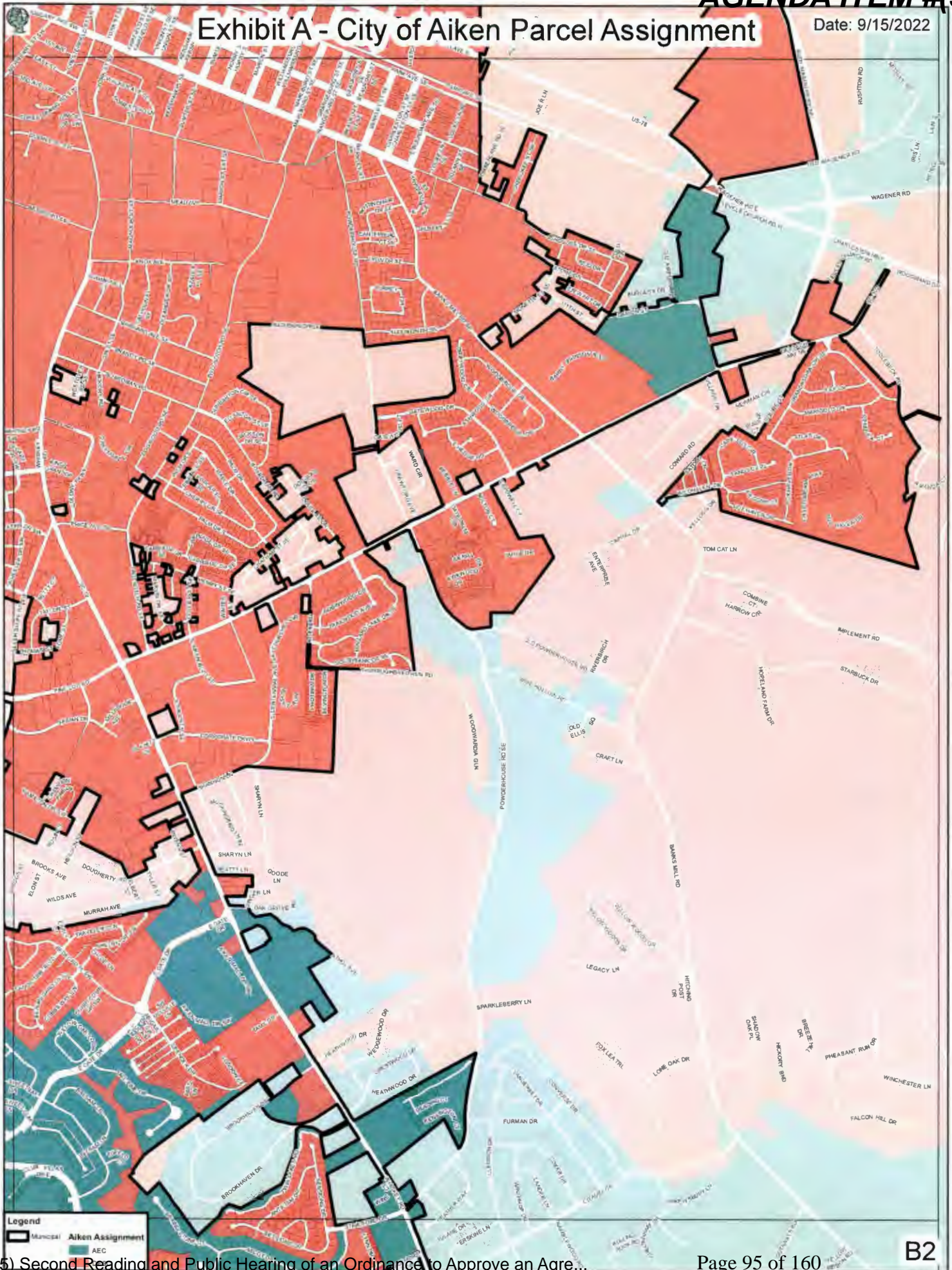


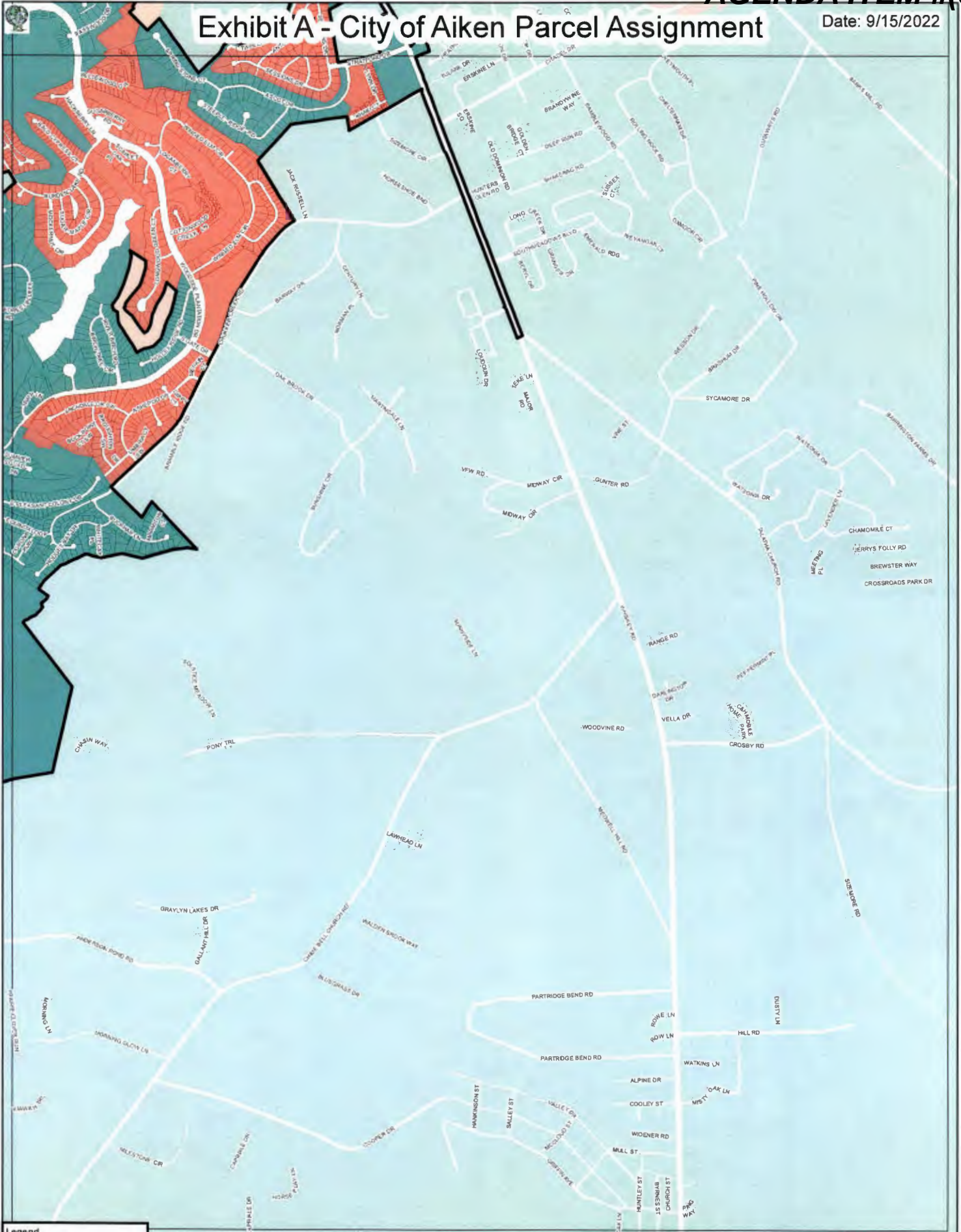
Exhibit A - City of Aiken Parcel Assignment

Date: 9/15/2022



Exhibit A - City of Aiken Parcel Assignment

Date: 9/15/2022



Legend

- Municipal
- AEC

Aiken Assignment

THE CITY OF AIKEN

Memorandum

Date: 14 Nov 2022
To: City Council
From: Stuart T. Bedenbaugh, City Manager
Subject: First Reading of an Ordinance Accepting the FY 2021-22 Audit.

Our auditor, Mauldin and Jenkins, Certified Public Accountant, LLC, has prepared the FY 2021-22 financial audit required by state law and city code.

Mauldin and Jenkins staff will review the audit with Council at the work session prior to the meeting and will report that the City received an unqualified opinion with no material weaknesses and no instances of noncompliance material to the financial statements.

For City Council consideration is first reading of an ordinance to accept the FY 2021-22 audited financial statements.



Stuart T. Bedenbaugh
City Manager

ORDINANCE NO. _____

AN ORDINANCE ACCEPTING THE FISCAL YEAR 2021-2022 AUDITED FINANCIAL STATEMENTS AND AUTHORIZING VARIANCES TO THE FISCAL YEAR 2021-2022 BUDGET ORDINANCE.

WHEREAS, under South Carolina state law, our City of Aiken Charter, and our City Code, City Council adopted its Fiscal Year 2021-2022 budget as Ordinance Number 06142021A; and

WHEREAS, during Fiscal Year 2021-2022, expenditures were made that differed from the 2021-2022 budget, as authorized by the budget ordinance, to accommodate changes in spending needs during the fiscal year; and

WHEREAS, the accounting firm of Mauldin and Jenkins, Certified Public Accountants, LLC has performed an audit of our financial statements for Fiscal Year 2021-2022 and has prepared the City of Aiken Audited Financial Statements setting forth its findings; and

WHEREAS, City Council has reviewed these Audited Financial Statements and accepts the findings of Mauldin and Jenkins, LLC for information and also accepts all budget line item variances to the Fiscal Year 2021-2022 budget ordinance as more particularly set forth in it.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF AIKEN HEREBY ORDAINS THAT:

Section 1: Council hereby accepts for information the Fiscal Year 2021-2022 Audited Financial Statements from Mauldin and Jenkins, LLC and accepts all line item variances to the Fiscal Year 2021-2022 budget with respect to anticipated revenues and expenditures, now shown as actual revenues and expenditures. These Audited Financial Statements are attached as Exhibit "A" and incorporated by reference.

Section 2: All ordinances or parts of ordinances conflicting with the provisions of this ordinance are hereby repealed to the extent necessary to give full effect to this ordinance.

Section 3: This Ordinance shall take effect upon adoption by City Council.

AGENDA ITEM #(1)

ADOPTED by the Council of the City of Aiken this _____ day of _____ November _____, 2022, a quorum being present and voting.

INTRODUCTION AND FIRST READING: _____ November 14, 2022

SECOND READING AND ADOPTION: _____

MAYOR

APPROVED:

ATTEST:

CITY ATTORNEY

CITY CLERK

I:\Ordinances\Audit Report Adoption 2022-11-14.doc

Memo

To: Stuart T. Bedenbaugh, City Manager

From: Kymberley N. Rooks, CGFO, Director of Finance

Date: November 1, 2022

Re: Financial Statements for the Fiscal Year Ended June 30, 2022

Our audit firm, Mauldin & Jenkins Certified Public Accountants, LLC, has just completed our fiscal year ending June 30, 2022 financial audit. The City did receive an unqualified opinion with no material weaknesses and no instances of noncompliance material to the financial statements.

I would like to request first reading on November 14, 2022. The audit manager, Mr. Grant Davis, will attend the Council work session and meeting on November 14, 2022 to discuss with City Council the financial audit report. He will address any questions Council may have about the financial statements.

Please let me know if you have any questions, or need additional information.

THE CITY OF AIKEN

Memorandum


Date: 14 Nov 2022
To: City Council
From: Stuart T. Bedenbaugh, City Manager
Subject: First Reading of an Ordinance for Adoption of International Building Codes.

The International Building Code Congress updates and amends the International Building Codes regularly. When it does so, the South Carolina Building Code Council reviews these amendments and directs adoption of them by local governments.

It is time for us to adopt the most recent revisions to these building codes as well as the administrative chapters of the codes pursuant to the attached memo from Building Official Mike Jordan.

Since Council adopts these codes as part of our City Code of Laws, an ordinance is necessary to enact these recent revisions for construction occurring within the City limits of Aiken. Implementation of these codes would take effect on January 1, 2023.

For Council consideration is first reading of an ordinance to adopt the 2021 editions of the Building Codes, the 2020 edition of the Electrical Code, as presented by the International Building Code Congress and mandated by the State of South Carolina through its Building Code Council, including the administrative chapters of the codes.



Stuart T. Bedenbaugh
City Manager

ORDINANCE NO.: _____

AN ORDINANCE TO AMEND CHAPTER 10 SECTION 10-2 OF THE AIKEN CITY CODE TO INCORPORATE THE 2021 EDITIONS OF THE INTERNATIONAL BUILDING CODE, WITH MODIFICATIONS; INTERNATIONAL FIRE CODE, WITH MODIFICATIONS; INTERNATIONAL FUEL GAS CODE, WITH MODIFICATIONS; INTERNATIONAL PLUMBING CODE, WITH MODIFICATIONS; INTERNATIONAL MECHANICAL CODE, WITH MODIFICATIONS; INTERNATIONAL ENERGY CONSERVATION CODE; THE INTERNATIONAL PROPERTY MAINTENANCE CODE; THE INTERNATIONAL RESIDENTIAL CODE, WITH MODIFICATIONS; THE INTERNATIONAL SWIMMING POOL AND SPA CODE; AND THE 2020 EDITION OF THE NFPA NATIONAL ELECTRICAL CODE, WITH MODIFICATIONS.

WHEREAS, the City of Aiken is required under SC Code Section 6-9-10(A) to enforce building, energy, electrical, plumbing, mechanical, gas, and fire codes, as approved by the South Carolina Building Codes Counsel (SCBCC); and,

WHEREAS, the City of Aiken is required under SC Code Sections 6-9-50(A) and 6-9-60 by the South Carolina Building Codes Counsel (SCBCC) to adopt certain editions of various construction codes, and the City Council of Aiken has concluded that adoption of these codes and these revisions is essential to the general health, safety, welfare, and economic stability of the City, and is in the best interest of its citizens.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF AIKEN HEREBY ORDAINS THAT:

Section 1: Section 10-2, Aiken City Code, as set forth herein, shall be, and hereby is, further amended to read as follows:

Sec. 10-2. Building Codes.

The following codes, which have been promulgated and published by the International Code Counsel, Inc., and formally adopted by the South Carolina Building Codes Council, (SCBCC), are hereby adopted and incorporated herein by reference to the same extent as if set out here fully word for word, and the provisions thereof shall be controlling within the City as to matters covered by them:

1. International Building Code, 2021 Edition, including Chapter 1 Administration and South Carolina Modifications.
2. International Fire Code, 2021 Edition, including Chapter 1 Administration and South Carolina Modifications.

3. International Fuel Gas Code, 2021 Edition, including Chapter 1 Administration and South Carolina Modifications.
4. International Plumbing Code, 2021 Edition, including Chapter 1 Administration and South Carolina Modifications.
5. International Mechanical Code, 2021 Edition, including Chapter 1 Administration and South Carolina Modifications.
6. International Energy Conservation Code as adopted by the State of South Carolina.
7. International Property Maintenance Code, 2021 Edition.
8. NFPA National Electrical Code, 2020 Edition with South Carolina Modifications.
9. International Residential Code, 2021 Edition, including Chapter 1 Administration and South Carolina Modifications.
10. International Swimming Pool and Spa Code, 2021 Edition.
11. A copy of each of these Codes adopted by this section shall be kept on file in the City of Aiken's Buildings Inspection Division and available for public inspection during normal office hours.
12. It shall be unlawful for any person to violate any provisions of any building or construction code adopted by this section and any person convicted of such violation shall be punished as prescribed by Section 1-13, Aiken City Code, as amended.
13. In the event of any conflict between the provisions of any code or regulation adopted by, or set forth in, this chapter and any other law, code, ordinance, or regulation of the City, or state, the more restrictive law, code, ordinance, or regulation shall apply and control.

Section 2: All ordinances or parts of ordinances in conflict are hereby repealed to the extent necessary to give this ordinance full force and effect.

Section 3: This Ordinance shall become effective upon adoption by the Council of the City of Aiken.

ADOPTED by the Council of the City of Aiken at a regular meeting held this ____ day of _____, 2022, at which a quorum was present and voting.

INTRODUCTION AND FIRST READING: _____ November 14, 2022

SECOND READING AND ADOPTION: _____

CITY OF AIKEN

BY: Rick N. Osbon
ITS: Mayor

APPROVED:

ATTEST:

BY:
ITS: Attorney

BY: Sara B. Ridout
ITS: Clerk

I:\Ordinances\Building Codes-International 2021 Edition 2022-11-14.docx

Memorandum

TO: Stuart Bedenbaugh, City Manager
FROM: Michael W. Jordan, Building Official
DATE: 11/08/2022
RE: Adoption of New Building Codes



The South Carolina Building Codes Council has gone through the regulatory process of adopting the most recent editions of the International Building Codes and NFPA Electrical Code. The South Carolina Legislature has approved the adoption of these Codes. The implementation of these codes will take effect on January 1, 2023.

South Carolina State Law requires all jurisdictions in the State to enforce these Building Codes. The South Carolina Building Codes Council does not adopt the administrative chapters of the codes. It is our responsibility to adopt by ordinance these chapters. The adoption of the administrative chapters is what gives the City the authority to require plan review, building permits, and perform field inspections to assure code compliance.

Therefore, it is necessary to amend Sec. 10-2 of Aiken City Code to update the new editions of the following codes:

1. International Building Code, 2021 Edition with South Carolina Modifications
2. International Fire Code, 2021 Edition with South Carolina Modifications
3. International Fuel Gas Code, 2021 Edition with South Carolina Modifications
4. International Plumbing Code, 2021 Edition with South Carolina Modifications
5. International Mechanical Code, 2021 Edition with South Carolina Modifications
6. International Energy Conservation Code as adopted by the State of South Carolina
7. International Property Maintenance Code, 2021 Edition
8. NFPA National Electrical Code, 2020 Edition with South Carolina Modifications
9. International Residential Code, 2021 Edition with South Carolina Modifications
10. International Swimming Pool and Spa Code, 2021 Edition



2021 South Carolina Code Adoptions

On October 6, 2021, the South Carolina Building Codes Council adopted the latest editions of the mandatory codes and appendices with modifications, as referenced in S.C. Code Ann. §6-9-50 (1976, as amended), to be enforced by all municipalities and counties in South Carolina. The Council established the implementation date for local jurisdictions as **January 1, 2023**.

The adopted modifications and the mandatory codes are as follows:

2021 South Carolina Building Code or the 2021 International Building Code with SC modifications
2021 South Carolina Residential Code or the 2021 International Residential Code with SC modifications
2021 South Carolina Fire Code or the 2021 International Fire Code with SC modifications
2021 South Carolina Plumbing Code or the 2021 International Plumbing Code with SC modifications
2021 South Carolina Mechanical Code or the 2021 International Mechanical Code with SC modifications
2021 South Carolina Fuel Gas Code or the 2021 International Fuel Gas Code with SC modifications
2020 National Electrical Code (NFPA 70) with SC modifications
2009 International Energy Conservation Code (Energy Standard Act)

Print and PDF download versions of the 2021 South Carolina codes are available for pre-order from the ICC website.

The International Codes are to be used in conjunction with the latest code modifications approved by the Council. Only the modifications approved and listed on the Council's website are valid for use in the State. Building code modifications that have not been approved by the Council are invalid and cannot be adopted, employed or enforced by municipalities and counties.

The latest edition of ICC/ANSI A117.1, Accessible and Useable Buildings and Facilities, is adopted by the Accessibility Act, S.C. Code Ann. § 10-5-210 et seq., and is mandatory for use in all municipalities and counties within the State.

Additional information can be found on the South Carolina Building Codes Council's website.

SECTION 6-9-50. Adoption by reference of nationally recognized codes and standards; outdoor burning exception.

(A) The council shall adopt by reference and amend only the latest editions of the following nationally recognized codes and the standards referenced in those codes for regulation of construction within this State: building, residential, gas, plumbing, mechanical, fire, and energy codes as promulgated, published, or made available by the International Code Council, Inc. and the National Electrical Code as published by the National Fire Protection Association. The appendices of the codes provided in this section may be adopted as needed, but the specific appendix or appendices must be referenced by name or letter designation at the time of adoption. However, the provisions of the codes referenced in this section which concern the qualification, removal, dismissal, duties, responsibilities of, and administrative procedures for all building officials, deputy building officials, chief inspectors, other inspectors, and assistants do not apply unless they have been adopted by the municipal or county governing body.

(B) The governing body of a county may not enforce that portion of a nationally recognized fire prevention code it has adopted which may regulate outdoor burning for forestry, wildlife, and agricultural purposes as regulated by the South Carolina Forestry Commission.

HISTORY: 1962 Code Section 14-400.585; 1972 (57) 2607; 1984 Act No. 481, Section 2; 1997 Act No. 123, Section 1; 1998 Act No. 381, Section 1; 1999 Act No. 44, Section 2; 2003 Act No. 83, Section 1, eff July 2, 2003; 2009 Act No. 46, Section 2, eff July 1, 2009.

Editor's Note

2009 Act No. 46 Section 3, effective July 1, 2009, provides as follows:

"The provisions of this act do not apply to projects which have received the proper permits as required by law before the effective date of this act."

Effect of Amendment

The 2003 amendment rewrote subsection (A) and added subsections (D), relating to public accessibility through the Internet to referenced codes adopted by the council, and (E), relating to homes with three floors of living space being considered a three-story building.

The 2009 amendment deleted subsections (C) through (E) relating to compliance by residential buildings.

SECTION 6-9-55. Council to promulgate certain regulations.

(A) The council shall promulgate as regulations, in accordance with the procedure and requirements contained in Article 1, Chapter 23, Title 1, any provision of or amendment to any building code that would affect construction requirements for one-family or two-family dwellings. No building code provision that would otherwise become effective after the effective date of this section concerning construction requirements for one-family or two-family dwellings shall be enforced until the effective date of the regulations required to be promulgated by this section.

(B) Notwithstanding subsection (A), a regulation mandating the installation of an automatic residential fire sprinkler system in one-family or two-family dwellings shall not become effective at any time before July 1, 2015.

(C) Notwithstanding subsection (A), Section 501.3 of the 2012 International Residential Code must not be enforced.

HISTORY: 2010 Act No. 232, Section 2, eff June 7, 2010; 2013 Act No. 65, Section 1, eff June 14, 2013; 2015 Act No. 17 (H.3662), Section 1, eff May 7, 2015.

Effect of Amendment

The 2013 amendment, in subsection (B), substituted "July 1, 2015" for "January 1, 2014", and added subsection (C) relating to the International Residential Code.

2015 Act No. 17, Section 1, substituted "enforced" for "enforced at any time before July 1, 2015".

SECTION 6-9-60. Adoption by reference of certain nationally recognized codes and standards.

Municipalities and counties may adopt by reference only the latest editions of the following nationally recognized codes and the standards referenced in those codes for regulation of construction within their respective jurisdictions: property maintenance, performance codes for buildings and facilities, existing building, and swimming pool codes as promulgated, published, or made available by the International Code Council, Inc. The appendices of the codes provided in this section may be adopted as needed by a municipality or county, but the specific appendix or appendices must be referenced by name or letter designation in the adopting ordinance. However, the provisions of the codes referenced in this section which concern the qualification, removal, dismissal, duties, responsibilities of, and the administrative procedures for all building officials, deputy building officials, chief inspectors, other inspectors, and assistants do not apply unless they have been adopted by the municipal or county governing body.

THE CITY OF AIKEN**Memorandum**

Date: 14 Nov 2022
To: City Council
From: Stuart T. Bedenbaugh, City Manager
Subject: Resolution Authorizing the City of Aiken to Enter into an Agreement with Debra Murphy, Fred Douglas McLean, Kathy M. McLean and Mary Ann Fry.

For several years, I have been in discussion with the McLean family about acquiring right-of-way as part of our Powderhouse Connector project. We have an agreement for Council consideration. Key points are the following:

1. The City would pay \$9,649.50 for +/- 0.5514 of an acre of property [\$17,500 per acre].
2. The McLean Family is donating 100' of right-of-way of the needed 120'[approximately 4.928 acres]. The City is purchasing the remaining 20' [+/- 0.5514 acre].
3. The McLean Family would provide a temporary construction easement on 20' of either side of the right-of-way.
4. The City will provide a survey of the dedicated tract of the roadway to the McLean Family.
5. Necessary access points agreed upon by the City and the McLean Family will be provided.
6. The remaining property will be annexed into the City at a future date determined by the McLean family.
7. Appropriate zoning for at least 600 residential units will be provided as within the compliance of our Zoning Ordinance.
8. The City will provide a letter of willingness to serve for water and sewer to the McLean Family.
9. Any stormwater from the McLean Family tract that naturally flows towards the City-owned pond to be constructed on the adjacent property will be deposited in that pond.
10. The McLean Family, at their expense [or their successors or assigns] will construct stormwater detention/retention facilities for the remaining portion of their tract not served by the City-owned pond.

Funding for the purchase of this property would be from the County Transportation Commission funds we dedicated for Powderhouse Road Right-of-Way purchase.

For Council consideration is a resolution authorizing the City of Aiken to enter into an Agreement with Debra Murphy, Fred Douglas McLean, Kathy M. McLean and Mary Ann Fry.

A handwritten signature in dark ink, appearing to read "Stuart T. Bedenbaugh".

Stuart T. Bedenbaugh
City Manager

RESOLUTION

**A RESOLUTION AUTHORIZING THE CITY OF AIKEN
TO ENTER INTO AN AGREEMENT REGARDING DEDICATION
AND DEVELOPMENT OF PROPERTY WITH THE MCLEAN FAMILY**

WHEREAS, the City of Aiken intends to construct a road right of way that will extend from the right of way known as South Centennial Avenue [a City maintained road] to the Powderhouse Road Extension [to be constructed]; and

WHEREAS, the proposed route for the right of way crosses over property owned by Debra Murphy, Fred Douglas McLean, Kathy M. McLean and Mary Ann Fry [the “McLean Family”]; and

WHEREAS, the City of Aiken and the McLean Family desire to enter into the Agreement Regarding Dedication and Development of Property [“the Agreement”], a copy of which is attached hereto as Exhibit “A” and incorporated herein by reference; and

WHEREAS, the Council of the City of Aiken has concluded that entering into this Agreement with the McLean Family is essential to the general health, safety, welfare and economic stability of the City and is in the best interest of its citizens;

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Aiken hereby authorizes the City of Aiken to enter into this Agreement with the McLean Family as set forth in Exhibit “A.” The Mayor of the City of Aiken, by and with the attestation of the City Clerk, is authorized to execute any and all documents necessary to put this Agreement into effect.

ADOPTED by the Council of the City of Aiken at regular meeting held this ____ day of _____, 2022, at which a quorum was present and voting.

MAYOR

APPROVED:

ATTEST:

CITY ATTORNEY

CITY CLERK

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**AGREEMENT REGARDING
DEDICATION AND DEVELOPMENT OF PROPERTY**

WHEREAS, the City of Aiken (the "City") intends to construct a road right of way that ultimately will extend from the right-of-way known as South Centennial Avenue (a City maintained road) to the Powderhouse Road Extension (to be constructed) (the "Right of Way"); and

WHEREAS, acquisition of the land and construction of the Right of Way may be accomplished in several phases and this Agreement Regarding Dedication and Development of Property (the "Agreement") addresses the first phase of the project as generally shown on the aerial map attached hereto and incorporated herein as Exhibit A; and

WHEREAS, the proposed route for the Right of Way crosses over property owned by Debra Murphy, Fred Douglas McLean, Kathy M. McLean and Mary Ann Fry (the "McLean Family"), being portions of Tax Parcel Number 122-19-01-001 (the "McLean Tract"); and

WHEREAS, the McLean Family is agreeable to donating a portion of the property needed for the Right of Way (hereafter defined as the "Dedicated Tract"); and

WHEREAS, in exchange for donating the Dedicated Tract, the City has agreed to certain terms and conditions which shall inure to the benefit of the McLean Family and/or the McLean Tract; and

WHEREAS, this Agreement contains the terms upon which the City and the McLean Family will enter into this project.

NOW, THEREFORE, for good and adequate consideration, the receipt and sufficiency of which is hereby acknowledged both parties hereby agree to the following terms:

A) IDENTIFICATION OF PROPERTY:

1. Dedication. The McLean Family shall dedicate to the City by limited warranty deed the land necessary for the Right of Way which crosses over the McLean Tract shown as Phase 1 on Exhibit A (the "Dedicated Tract") containing a maximum of 4.9208 acres and a maximum road right of way width of one hundred feet (100'). In the event that the City requires additional land which is either greater in acreage or greater in width than set forth in the aforesaid sentence to construct the Right of Way, McLean will agree to sell such additional land not to exceed 0.5514 acre at the price of Seventeen Thousand Five Hundred Dollars (\$17,500.00) per acre.

2. Temporary Construction Easement. Simultaneous with conveyance of the Dedicated Tract, the McLean Family shall also give a temporary construction easement to the City which shall be 20 feet on either side of the Dedicated Tract (the "Temporary Easement"). The Temporary Easement shall terminate on the earlier of (i) 30 days after construction of Phase 1 of the Right of Way is completed or (ii) forty-eight (48) months from the date hereof.

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3. Closing. The McLean Family shall execute a limited warranty deed to the City for the portion of the Dedicated Tract known as Phase 1 as shown on Exhibit A, together with the Temporary Easement, either simultaneous with or after the City has confirmed that it has acquired fee simple title to all other real property required to construct the first phase of the Right of Way from South Centennial Avenue to the Dedicated Tract. The City shall incur all costs and expenses so incurred in the conveyances including, but not limited to, deed preparation, deed stamps and/or transfer taxes, flat recording charges and surveying costs.

B) **CONSIDERATION FOR CONVEYANCE:** In consideration for the McLean Family dedicated the Dedicated Tract to the City, the City agrees to provide or perform all of the following at no cost to the McLean Family:

- 1) Survey. Prior to conveyance of any portion of the Dedicated Tract, the City shall provide a survey in recordable format prepared by a surveyor duly licensed in the State of South Carolina which shows the Dedicated Tract within McLean Tract.
- 2) Intentionally Omitted.
- 3) Access Points. Prior to conveyance of any portion of the Dedicated Tract, the City shall provide consent (or obtain consent from the applicable governmental entities) for access points to the McLean Tract from the Right of Way as the same are shown on Exhibit B attached hereto and incorporated herein.
- 4) Zoning. The McLean Family agrees to annex the remainder of the McLean Tract into the City at a future date to be determined by the McLean Family, its successors and/or assigns, with either a planned commercial zoning classification or planned residential zoning classification that permits the McLean Tract to be developed with a mixture of single family, multi-family, institutional and business/commercial purposes with at least 600 residential units provided the developers comply the with the City of Aiken's Zoning Ordinance and Land Development Regulations.
-
- 5) Water and Sewer Service/Impact Fees. Within thirty (30) days from the date hereof, the City shall provide to McLean a letter of willingness and ability to serve for water and sewer service, which shall include confirmation that McLean shall be entitled to at least 199,600 GPD sewer capacity to serve the McLean Tract. The City acknowledges that there is currently reserved 60,000 GPD volume for the George Tract; aka Property known as belonging to John & Ruth George (TMS 122-18-05-014). To the extent that the owners of the George Tract do not require the entirety of the 60,000 GPD, then the McLean Tract may make use of any such excess. Prior to conveyance of any portion of the Dedicated Tract, the City will obtain and provide proof that it has obtained the necessary easements to extend city water and sewer service to the McLean Tract in sufficient quantity to serve development of the McLean Tract. All sewer infrastructure shall be extended to the McLean Tract at the sole cost and

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expense of the City except for payment of applicable tap fees. The City further agrees that the tap fees to be paid in connection with the development of the McLean Tract shall be no greater than the lowest tap fees charged for developments of a similar type, which per unit fee shall be specified by the City prior to execution of any documents of conveyance for the Dedicated Tract. Thereafter, water and sewer lines shall be installed and operational to the boundary line of the McLean Tract within twenty four (24) months from the date of execution. The location of the sewer lines are shown on that certain Sanitary Sewer Trunk Main Extension Plat (Highfill Project No AIK2104) dated October 2022 which is incorporated herein by reference.

- 6) Studies and Inspection Reports. The City represents and warrants to the McLean Family that it has conducted all inspections required or requested by the City to proceed forward with construction of the Right of Way. Within five (5) business days after execution of this Agreement, the McLean Family shall receive a copy of all plans, tests, studies and inspections conducted by the City on the Dedicated Tract. Thereafter, any further or additional plans, tests, studies or inspections conducted by the City on the Dedicated Tract, if any, shall be provided to the McLean Family within ten (10) business days of receipt by the City. For purposes hereof, these plans shall include detailed plans and specifications regarding the size, location and construction of the Right of Way as well as stormwater, sewer and water systems necessary to serve the McLean Tract and surrounding properties.

7) Stormwater Ponds.

- a. City Pond. Prior to conveyance of any portion of the Dedicated Tract, the City will agree to construct at its sole cost and expense a detention and/or retention ponds which shall serve the portion of the McLean Tract generally shown on Exhibit C when the same is fully developed. In addition, the City shall also commit to completion of the City Pond in a timeframe that is reasonably suitable to allow timely development of the McLean Tract.
- b. McLean Pond. At such time as the McLean Tract is developed, the McLean Family or its successors and assigns in interest shall construct at its sole cost and expense a detention and/or retention pond(s) on the remainder of the McLean Tract to serve the balance of the McLean Tract not served by the City Pond (the "McLean Pond"). The parties acknowledge and agree that the discharge of stormwater, as well as the installation of all stormwater infrastructure shall be done in strict compliance with the City's Stormwater Quantity and Quality Management Requirements. The City acknowledges and agrees that it shall not establish any conditions or requirements at the time development plans are submitted more stringent than those required by applicable local and state requirements regarding construction and engineering of the McLean Pond.

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- 8) Access over Oak Grove Road. The City shall grant an easement for ingress and egress over Oak Grove Road to facilitate development of the McLean Tract simultaneous with construction of the Right of Way. This easement shall be null and void at such point as Phase 1 of the Right of Way has been fully completed and opened for public access.
- 9) Overhead Power Lines. The City will bury the power distribution lines within the road Right of Way. The City will not remove or relocate pre-existing transmission, service, or distribution power lines.

C) **RECONVEYANCE OBLIGATION:** The City will commence construction of Phase 1 of the Right of Way on or before October 1, 2023. For purposes hereof, commencement of construction shall only occur when the City has a fully executed construction contract for the Phase 1 of the Right of Way, approved fully engineered plans for Phase 1 of the Right of Way and dedicated funds for completion of the work in Phase 1. Thereafter, the City shall pursue completion of construction with reasonable promptness. In the event that the City fails to commence construction on or before October 1, 2023, the McLean Family shall have the right to reacquire fee simple title to such portion(s) of the Dedicated Tract as have been conveyed to the City at no cost to the McLean Family; provided, however, that in the event that the City had to purchase any portion of the McLean Tract, the McLean Family shall refund the purchase price paid. In addition, the City shall relinquish any remaining rights under the Temporary Easement. The McLean Family shall be entitled to exercise this right of reacquisition for a period of sixty (60) days after the City notifies the McLean Family that it was unable to commence construction on or before October 1, 2023 and if not exercised by the McLean Family within this sixty (60) day period, this right shall be null and void as to the applicable phase. This provision shall specifically survive the closing. The McLean Family shall also be entitled to retain copies of all plans, tests, studies and inspections conducted by the City on the Dedicated Tract.

D) **MISCELLANEOUS PROVISIONS.**

- 1) This Agreement represents the entire agreement between the parties and there are no other agreements or understandings of any kind.
- 2) If any of these provisions are, for any reason, unenforceable or inapplicable, the remaining provisions will remain in full force and effect in the same manner as if such unenforceable or inapplicable provision had never been contained herein.
- 3) This Agreement shall be construed under and in accordance with the laws of the State of South Carolina. The City and the McLean Family hereby agree that venue of any action brought under this Agreement shall be in Aiken County, South Carolina. Both parties hereby waive their right to jury trial in all actions against each other.
- 4) This Agreement may be modified or amended only by a written instrument executed with the same formality of this agreement.

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- 5) Persons executing this Agreement, by their executions, represent and warrant that they are fully authorized to do so and that no further action or consent on the part of the party for whom they are acting is required to the effectiveness and enforceability of this Agreement against any party following their executions of this document.

CITY OF AIKEN

By: _____
Its: _____

Date

Attest: _____
Its: _____

Date

Debra Murphy
DEBRA MURPHY

11/2/22
Date

Fred Douglas McLean
FRED DOUGLAS MCLEAN

11/2/22
Date

Kathy M. McLean
KATHY M. MCLEAN

11/2/22
Date

Mary Ann Fry
MARY ANN FRY

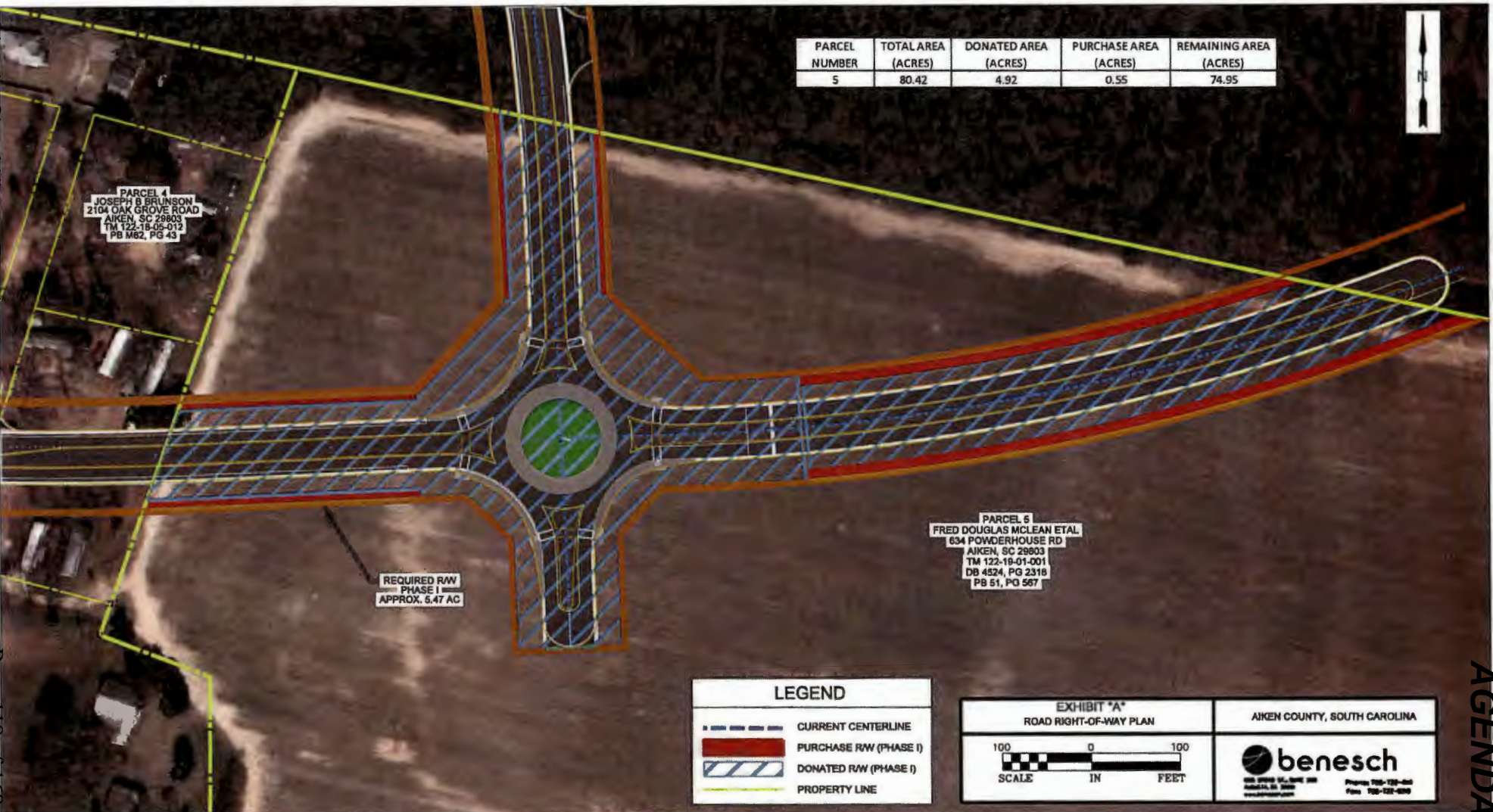
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EXHIBIT A

PHASE ONE ROAD RIGHT-OF-WAY PLAN

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PARCEL NUMBER	TOTAL AREA (ACRES)	DONATED AREA (ACRES)	PURCHASE AREA (ACRES)	REMAINING AREA (ACRES)
5	80.42	4.92	0.55	74.95



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EXHIBIT B

ACCESS LOCATIONS/ORIENTATIONS TO THE MCLEAN TRACT

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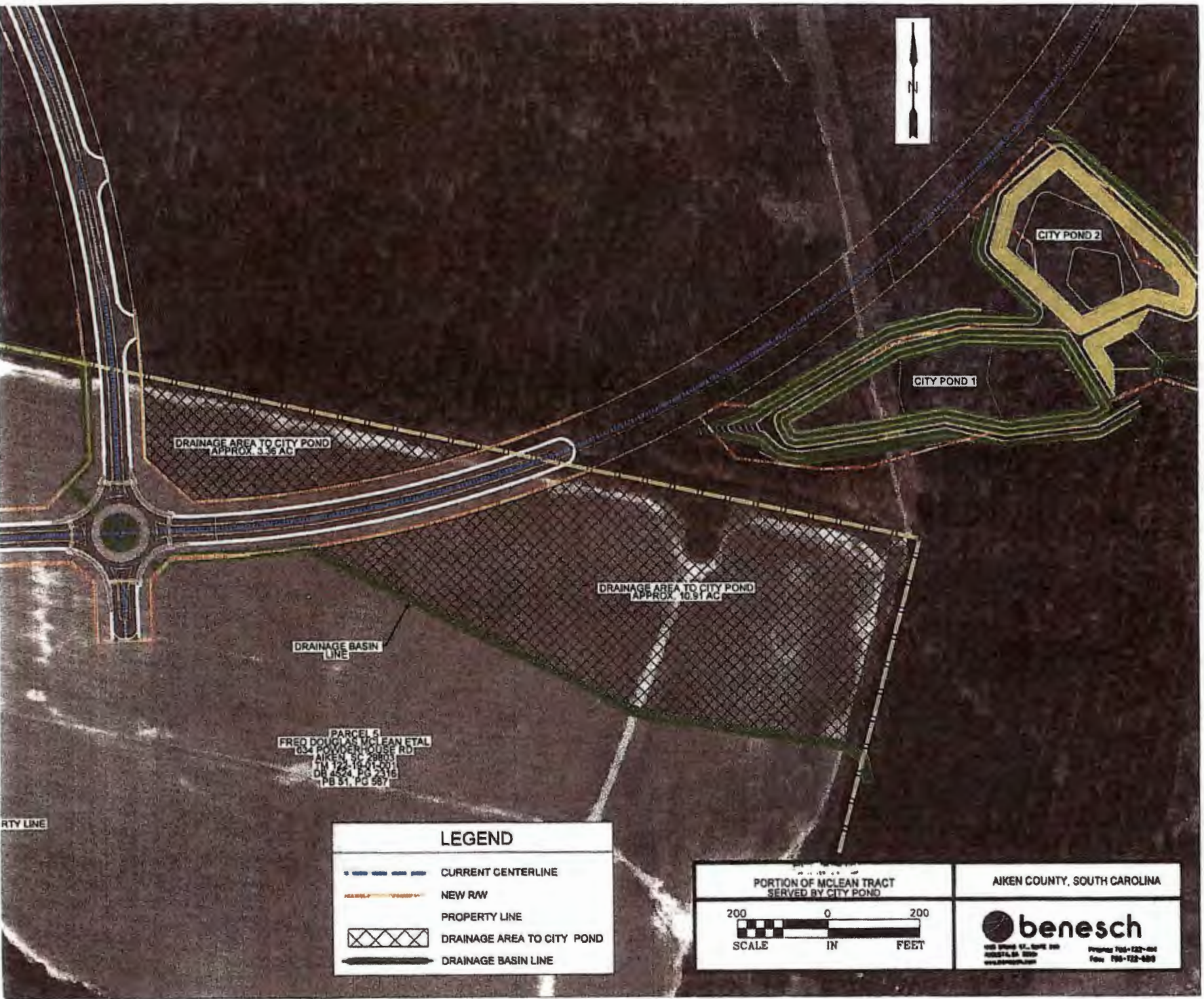


EXHIBIT C

PORTION OF MCLEAN TRACT SERVED BY CITY POND

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SANITARY SEWER TRUNK MAIN EXTENSION

AIKEN, SC
CITY OF AIKEN



1 VICINITY MAP
SCALE: 1"=2000'

SCHEDULE OF DRAWINGS

SHEET	TITLE
COVER	VICINITY MAP AND SCHEDULE OF DRAWINGS
C-0.0	GENERAL NOTES, LEGEND, ABBREVIATIONS, AND SHEET LAYOUT
C-1.0	PLAN & PROFILE - STA. 0+00 TO 10+50
C-1.1	PLAN & PROFILE - STA. 10+50 TO 20+00
C-1.2	PLAN & PROFILE - STA. 20+00 TO 29+03
ED-1.0	EROSION CONTROL DETAILS (NOT INCLUDED)
SD-1.0	STANDARD DETAILS (NOT INCLUDED)
TD-1.0	TRAFFIC CONTROL DETAILS (NOT INCLUDED)



Highfill Infrastructure Engineering, P.C.
1320 Main Street, Suite 200
Columbia, SC 29201
Tel: 803-239-8214
SC 026 No. 4823
Engineering is our profession. Service is our passion.

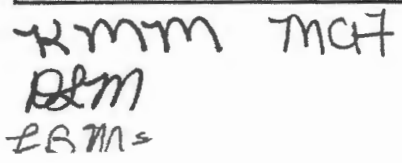
PRELIMINARY DESIGN NOT RELEASED FOR CONSTRUCTION
80% DESIGN PLANS FOR OWNER REVIEW

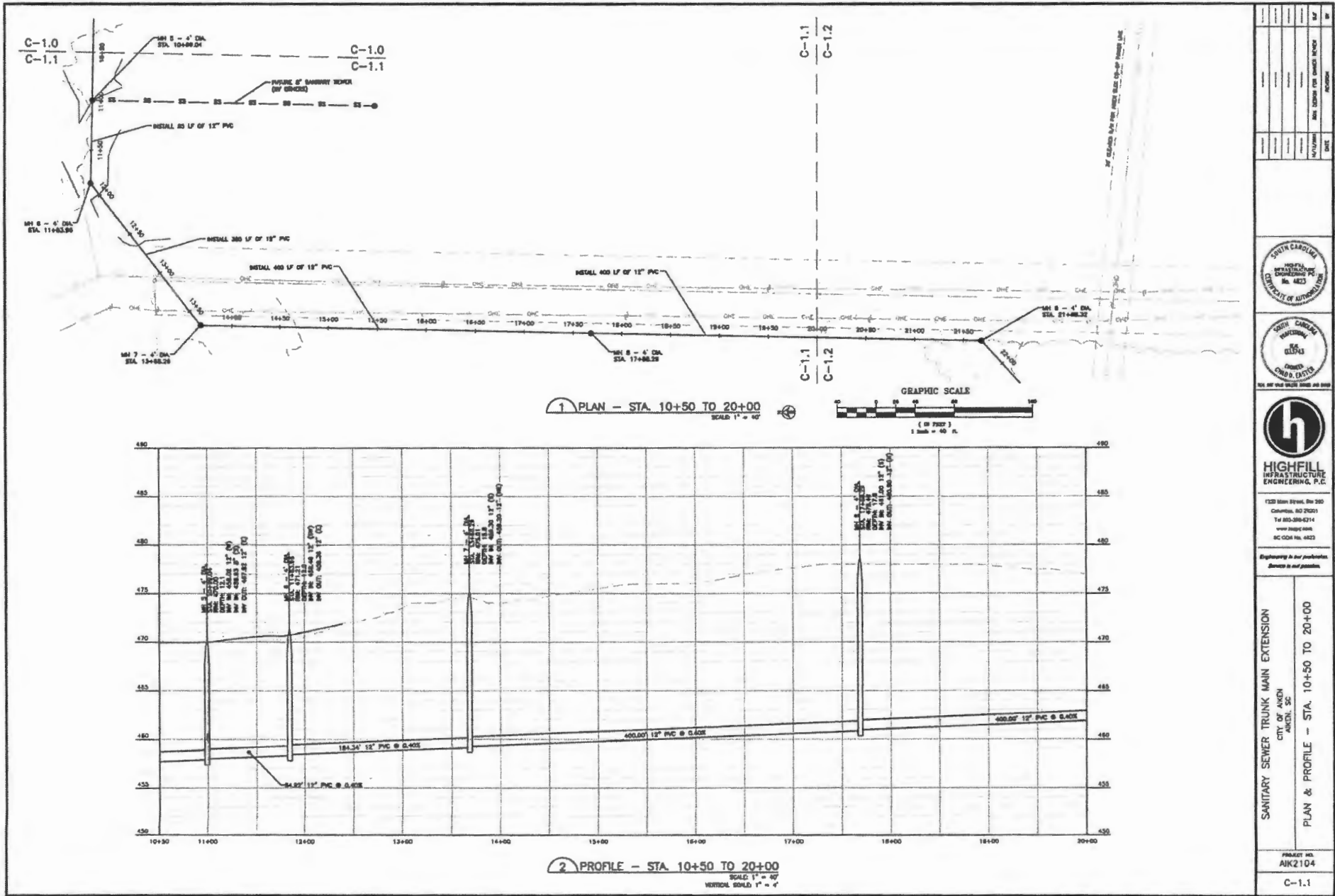
HIGHFILL PROJ. NO. AH2104
CITY OF AIKEN
OCTOBER 2022

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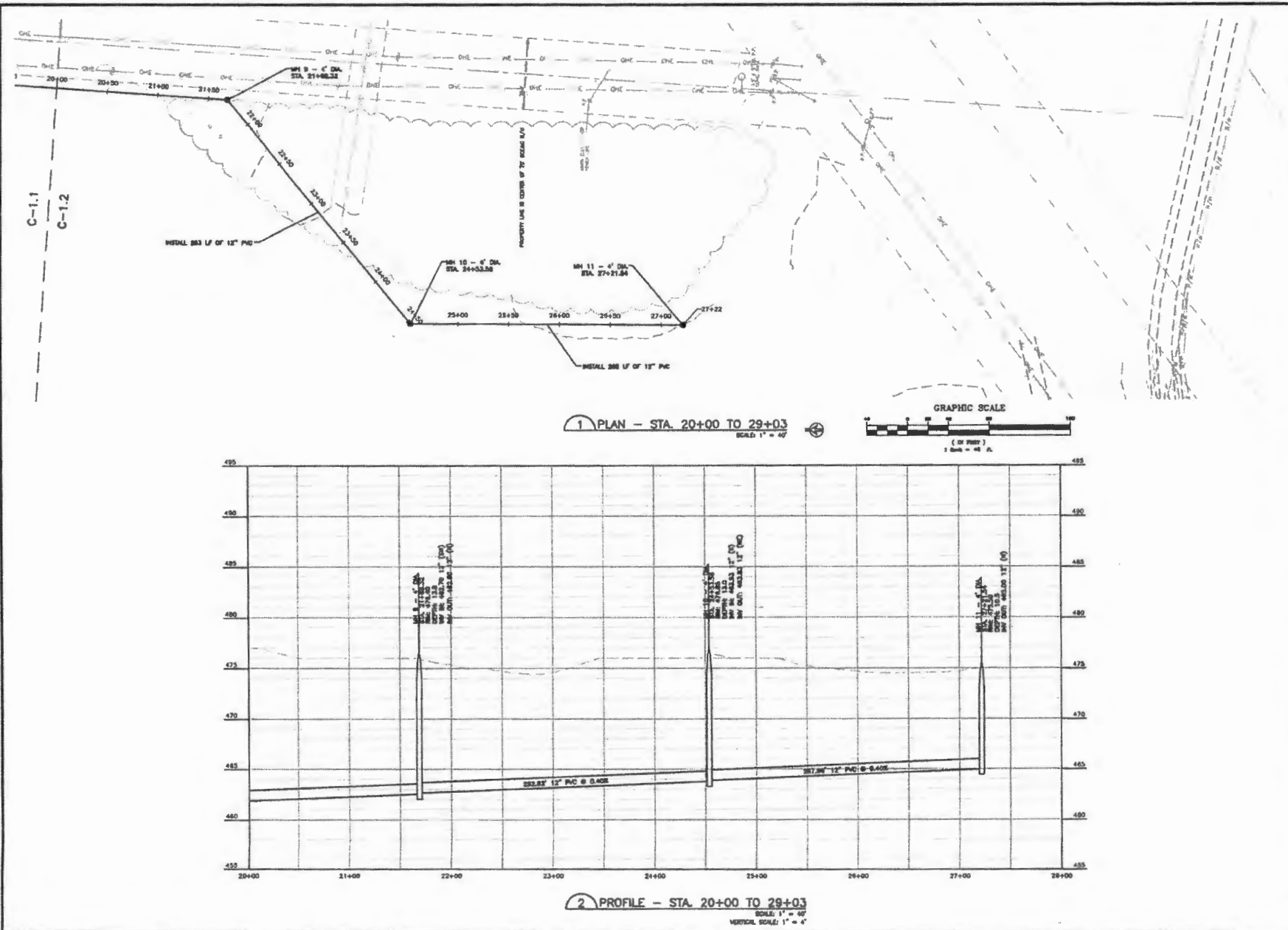
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PRELIMINARY DESIGN NOT RELEASED FOR CONSTRUCTION

PROJECT NO.	AK2104
CITY OF AIKEN	AIKEN, SC
PROJECT NAME	SANITARY SEWER TRUNK MAIN EXTENSION
DATE	10-11-20
DESIGNED BY	AK2104
CHECKED BY	AK2104
APPROVED BY	AK2104
DATE	10-11-20

ENGINEERING
HIGHFILL INFRASTRUCTURE ENGINEERING, P.C.
1200 Main Street, Ste 300
Columbia, SC 29201
Tel: 803-399-4314
Fax: 803-399-4314
www.highfill.com
SC CDR No. 4423

ENGINEERING IS NOT PRACTICE
Sewer is not practice.



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PROJECT NO. AIK2104	
C-1.2	
SANTARY SEWER TRUNK MAIN EXTENSION CITY OF AIKEN AIKEN, SC	
PLAN & PROFILE - STA. 20+00 TO 29+03	
ENGINEERING & SURVEYING Depends on our practices.	
11.22 Miles Street, Ste 200 Columbia, SC 29201 Tel: 803-290-6214 www.hfill.com SC Civil No. 4422	
HIGHFILL INFRASTRUCTURE ENGINEERING, P.C.	
SOUTH CAROLINA REGISTERED PROFESSIONAL ENGINEER No. 4822	
SOUTH CAROLINA REGISTERED PROFESSIONAL ENGINEER No. 4822	
PRELIMINARY DESIGN NOT RELEASED FOR CONSTRUCTION	


THE CITY OF AIKEN

Memorandum

Date: 14 Nov 2022
To: City Council
From: Stuart T. Bedenbaugh, City Manager
Subject: A Resolution Approving the Mission and Bylaws of the City of Aiken
Equine Committee.

At the behest of City Council, the Equine Committee undertook this year to draft a mission statement and bylaws to guide their actions as a body. The Committee created a subcommittee to draft these items, who then presented them for review and consideration by the full Committee. After careful review and discussion as a group, the Committee made changes as they deemed appropriate and voted unanimously to recommend the Mission and Bylaws as presented today for City Council approval. The City attorney has also reviewed these items to ensure compliance with all applicable city and state laws.

For Council consideration is a resolution to approve the mission and bylaws of the Council-appointed Equine Committee.



Stuart T. Bedenbaugh
City Manager

RESOLUTION: _____

**A RESOLUTION APPROVING THE MISSION AND BYLAWS
OF THE CITY OF AIKEN EQUINE COMMITTEE**

WHEREAS, the City of Aiken formalized a standing Equine Committee to protect and promote Aiken’s unique equestrian history and culture; and

WHEREAS, the Equine Committee, with the assistance of City Staff, has promulgated the Mission and Bylaws of the City of Aiken Equine Committee, a copy of which is attached hereto as Exhibit “A” and is incorporated herein by reference; and

WHEREAS, the Council of the City of Aiken has concluded that approving the Mission and Bylaws of the City of Aiken Equine Committee is essential to the general health, safety, welfare and economic stability of the City and is in the best interest of its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Aiken hereby approves the Mission and Bylaws of the City of Aiken Equine Committee as set forth in Exhibit “A.”

ADOPTED by the Council of the City of Aiken at regular meeting held this _____ day of _____, 2022, at which a quorum was present and voting.

MAYOR

APPROVED:

ATTEST:

CITY ATTORNEY

CITY CLERK

I:\Ordinances\Resolution - Equine Committee Bylaws 2022-11-14.doc

Mission and Bylaws of the City of Aiken Equine Committee

Mission

City Council formalized a standing Equine Committee to protect and promote Aiken's unique equestrian history and culture. The Committee exists to respond to Council requests on matters related to equine issues. It will provide expertise, analyses and recommendations ensuring a balance between safety, preservation, and economic impact to secure the continued vibrancy of the Aiken equestrian community.

Bylaws

Meeting Frequency

The Committee shall meet on the 3rd Tuesday of the month as needed at 4:00pm. The annual meeting schedule shall be published at the beginning of each calendar year and shall include dates, times and places of scheduled meetings. Notice shall be posted as soon as practicable if the Chair determines not to meet in a given month. Additional meetings may be held at any time upon the call of the Chair and after posting proper notice.

Agendas and Notice

Written agendas will be provided to Committee members by the dedicated staff contact, Chair or designee, a minimum of three calendar days before the meeting. Committee members should contact the Chair seven calendar days before the meeting to propose agenda items.

Public notice for regularly scheduled or special meetings must be posted on a bulletin board in a publicly accessible place at the Municipal Building and/or other designated City of Aiken facility as appropriate, as well as on the City of Aiken website, at least twenty-four hours prior to such meetings but as early as practicable. Public notice must include the agenda, date, time and place of the meeting. Persons, organizations, and news media requesting meeting notification will also be notified. All meetings shall be advertised in a manner consistent with the Freedom of Information Act laws of the State of South Carolina.

Once an agenda is posted, no items may be added without an additional twenty-four-hour notice to the public, to be made in the same manner as the original positing.

Attendance

Attendance policy is governed by Section 2-141, Code of the City of Aiken. Any appointed member who is absent from 40% or more of the regular meetings or three or more successive regular meetings in a calendar year shall be automatically removed from the Committee.

Virtual attendance (by phone or other digital means) may be permitted with approval of the Chair and as deemed feasible by staff. Planned absences should be communicated to the Secretary prior to the meeting.

Voting

Business may only take place at regular or special meetings if a quorum of the committee members is present. A quorum is defined as a majority of the appointed committee members, not to include vacancies. A meeting may be called to order without a quorum yet present; however, no vote may be taken until a quorum is present.

Votes must take place in a public hearing that is properly noticed. During the public hearing, the floor should be opened to public comment. If no one presents themselves for comment, this should be noted for the record.

Members may abstain from a vote. Abstentions do not count in tallying the vote negatively or positively. However, an abstaining member's presence will be counted for the purposes of establishing a quorum.

To avoid a conflict of interest, which occurs when an individual uses his or her committee position for personal economic benefit, a member may recuse themselves from the topic discussion and vote. In the case of recusal, the member does not count for establishing a quorum. All members of the Committee are considered to be "public members" under state law, and therefore subject to The Ethics Act and other applicable conduct requirements as established in the Code of Laws of South Carolina.

General Order of Business

- 1) Call to Order
- 2) Attendance
- 3) Review and approval of prior meeting's minutes
- 4) Old Business
- 5) New Business
- 6) Confirm Next Meeting Date
- 7) Adjournment

Minutes

Minutes of all regular and special meetings of the committee will be kept by the committee Secretary. Meetings may be recorded to facilitate the preparation of minutes.

Officers and Elections

Elections shall be held at the last meeting of the calendar year. Officer terms shall commence at the first meeting of the next calendar year. The Committee shall elect a Chair, Vice-Chair, and

Secretary. The Secretary need not be an appointed member. A City of Aiken staff member may serve as Secretary.

The Committee Officers' Duties and powers shall be:

a. **Chair:**

- (1) Presides at all meetings of the Committee.
- (2) Calls special meetings of the Committee in accordance with the Bylaws.
- (3) Signs documents of the Committee
- (4) Enforces proper procedure in Committee actions.
- (5) Votes on matters before the Committee.
- (6) Appoints members of the Committee to sit on special committees or task forces.

b. **Vice-Chair:**

- (1) During the absence, disability, or disqualification of the Chair, the Vice-Chair shall exercise or perform all the duties and the responsibilities of the Chair.
- (2) The Vice-Chair shall succeed the Chair if that office is vacated before the term has expired and shall serve this unexpired term. A new Vice-Chair shall be elected at the next regular Committee meeting.

c. **Secretary:**

- (1) Prepares the agenda for all meetings of the Committee.
- (2) Serves all required notices of meetings.
- (3) Keeps the minutes of all Committee meetings.
- (4) Maintains Committee records.
- (5) Signs official Committee documents along with the Chair when required.
- (6) Handles Committee correspondence and informs the Board as necessary.
- (7) Handles funds allocated to the Committee.

Committee Composition

Pursuant to Section 2-142 of the City Code, the Committee shall be comprised of 14 members, with each member of City Council having appointment power for two members. Terms shall be set for two years, with members continuing to serve until a new appointment is made. Every effort should be made to ensure the Equine Committee represents the diverse equestrian community of the city, including various equestrian disciplines and professional service providers. Committee members shall not be required to be residents of the City; however, four positions may be allocated for residents of the area illustrated by Attachment A.

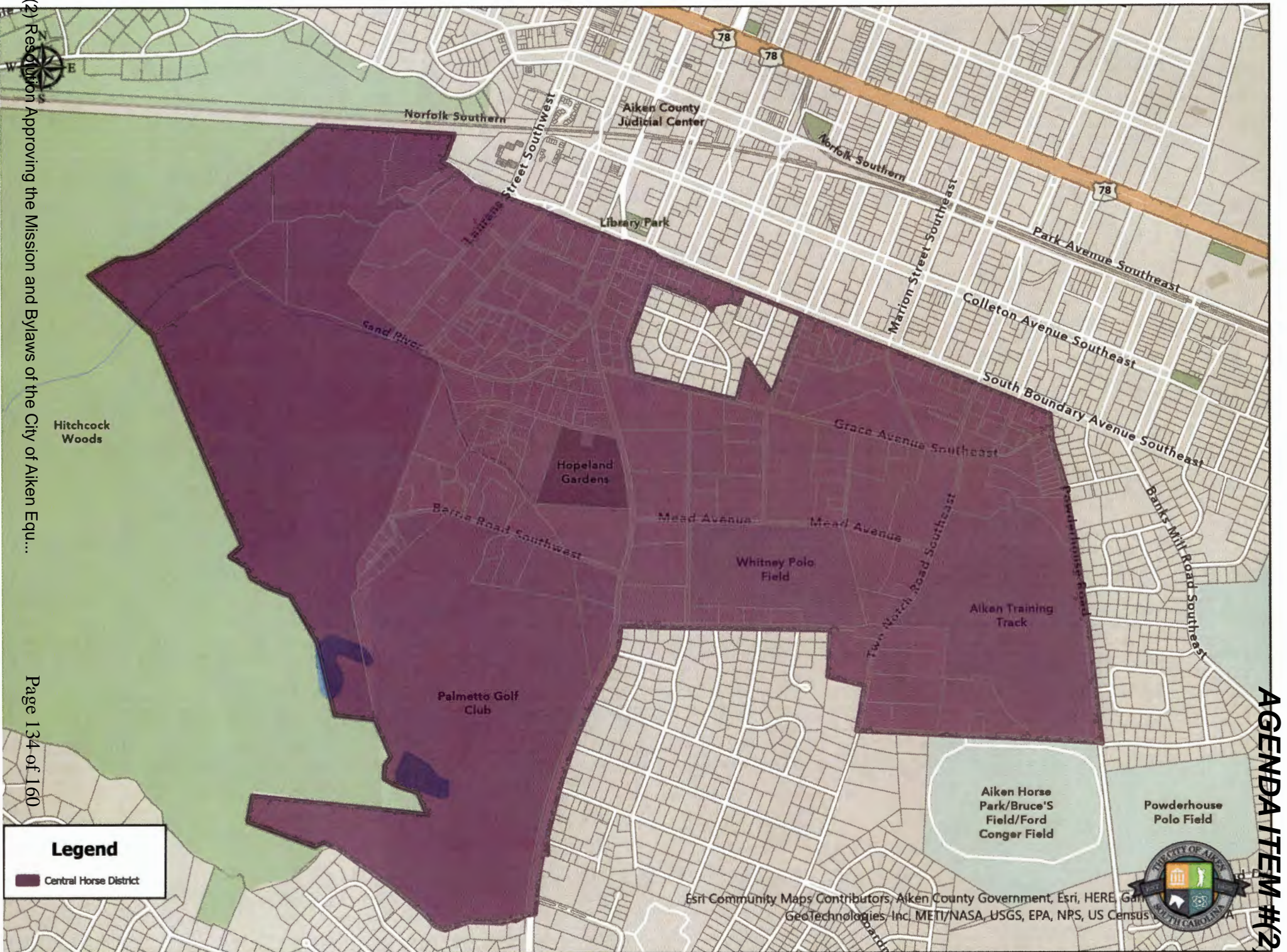
Changes to Mission and Bylaws

Substantive changes to these bylaws and mission should be submitted to City Council for approval prior to implementation.

City of Aiken Equine Committee Mission and Bylaws-Attachment A

(2) Resolution Approving the Mission and Bylaws of the City of Aiken Equ...

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AGENDA ITEM #2)

THE CITY OF AIKEN

Memorandum

Date : November 14, 2022

To : City Council

From : Stuart T. Bedenbaugh, City Manager

Subject: Issues and Updates

This *Issues and Updates* memo represents my efforts to avoid inundating City Council members with individual memos. Several significant or potentially critical issues are presented here. Please feel free to let me know if you have any further questions or concerns about any of the items I have included in this most recent edition.

1. **City Events:**

Tuesday, November 15 at 8:00 a.m.: The Senior Commission will hold its regular meeting at the Lessie B. Price Aiken Senior and Youth Center, 841 Edgefield Avenue NW.

Tuesday, November 15 at 6:00 p.m.: The Planning Commission will hold its regular monthly meeting in Council Chambers, Third Floor of the Municipal Building, 111 Chesterfield St. S. A work session will be held at 5 p.m. in Room 315.

Monday, November 21 at 5:30 p.m.: The Recreation Commission will hold a special-called meeting at the Woodward House, 1072 Banks Mill Road SE.

Monday, November 21 at 5:30 p.m.: City Council and the Aiken Municipal Executive Commission will hold a joint meeting in Council Chambers, Third Floor of the Municipal Building, 111 Chesterfield Street, South. The meeting will be primarily held in Executive Session and no action will be taken.

Tuesday, November 22 at 5:30 p.m.: The Board of Zoning Appeals will hold its regular monthly meeting in Council Chambers, Third Floor of the Municipal Building, 111 Chesterfield Street, South.

Monday, November 28 at 7:00 p.m.: The next City Council regular meeting will be held in Council Chambers, Third Floor of the Municipal Building, 111 Chesterfield Street, South.

2. **Public Comment Updates:** This memo periodically serves as a response to some questions posed by the public during the prior City Council meeting's Non Agenda Items from the Public section.

Below are responses to October 24 public comments, where applicable:

- a. Concern that Council meeting agenda link provided via LaserFiche was too blurry to read: IT staff has created a new link to the current Council agenda packet that allows

for clearer viewing on the mobile devices. A QR code is available to scan for easy access to the agenda on mobile devices before and during the meeting.

3. **Tax Dates:** With the tax books open for 2022 City of Aiken property taxes, the following dates have been set for payment:

Pay through January 17, 2023, with no penalty;
 5% penalty due January 18, 2023, through February 21, 2023;
 10% penalty due February 22, 2023, through March 23, 2023;
 15% penalty due March 24, 2023, through April 25, 2023.

On April 26, 2023, a 2 1/2 % penalty is added and unpaid taxes are turned over to the Delinquent Tax Collector for collection.

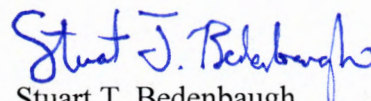
4. **Small Business Loan Program Update:** This will be the final report on this program because there are only three (3) loans remaining. As of October 31, 2022, the total principal balance outstanding was \$1,297 which included the three loans, and two of these are due for final payments which are a few days past due. The remaining loan is scheduled for payout on November 20, 2022. A total of 44 loans have now paid out which included 13 in the month of October. The principal balance was reduced \$6,254 since the previous report. The present credit exposure of each lending partner is as follows:

City of Aiken	50%	\$648
Security Federal Bank	25%	\$324
Aiken Corporation	15%	\$195
Aiken Chamber of Commerce	10%	\$130

5. **Building Inspections Property Code Violations Statistics:** Attached is a report from Building Inspections of Property Code Violations statistics from October 1 – 31, 2022.

6. **Commendations:** Ms. Anna Dangerfield, President of the Friends of Hopelands and Rye Patch, expressed gratitude to PRT staff members Alison Cribb and Amber Coffey for their outstanding efforts to make Nature Rocks in Hopelands Gardens a success.

Mr. Bill McGhee sent an email commending the efforts of the City's Planning and Engineering Departments to assist in the recent sale of his renovated cottage on Williamsburg Street SE. Mr. McGhee said he would like "to recognize the great support we received from the City's Planning and Engineering Staff on last Thursday in the rush of processing of the paperwork for the sale of the first unit at the Market Row project. It would have been disastrous if we would have had to delay the closing. We completed the sale within three weeks of our listing it."


 Stuart T. Bedenbaugh
 City Manager

City of Aiken Building Inspections Monthly Property Code Violations Report for October 2022

(CARA)Car Abandoned Not Running | (CP)Care of Premises | (CM)Commercial Maintenance | (DS)Dangerous Structure | (EH)Emergency Hazards | (LC)Lot Clean | (SH)Substandard Housing | (OC)Other Complaint | (D2)Demolition 200 | (ID)Involuntary Demolition | (DR)Demolition Inspection Request

Reported Address(s)	
Address	Violation Type(s)
803 Cushman Dr.	CP, LC
645 SUMTER STREET NE	VS, OC
1216 GEORGE STREET NE	CP
1286 GEORGE STREET NE	CP, LC
200 BERRINGER DRIVE SW	CM, LC
329 PENDLETON STREET NW	CP
750 LIBERTY LANE NW	CP, LC
707 WASHINGTON CIRCLE	CP, LC
Aldrich St	LC
Brentwood Place	OC
610 ABBEVILLE AVENUE NE	CP, LC
318 Greenville St NW apt F	CP
811 LAURENS STREET NW	CP, LC
718 POWDERHOUSE ROAD	CP, LC
Wyman St. 120-08-06-010	CP, LC
135 CHARLESTON ROW BOULEVARD	CP, LC
134 GREENVILLE STREET NW	CP
426 ABBEVILLE AVENUE NE	LC
Raintree Ct. 106-20-16-007	CARA, CP
111 RAINTREE COURT	CP, LC
102 RAINTREE COURT	CARA, CP
238-06-20-006	CP
302 PEBBLE LANE, APARTMENT C	OC
TOTAL	23

Complaint Action Taken Totals

14 Day Notice Letter Sent	3
30 Day Notice Letter Sent	12
60 Day Notice Letter Sent	0
6 Month Notice Letter Sent	0
Care of Premises Letter	0
Citation Issued	0
Door Hanger Left	0
No Violation / Unfounded	6
Re-inspection	0
Verbal Warning	1
Written Warning Issued	1

Complaint Violation Type Totals

CARA - Car Abandoned Not Running	2
CP - Care of Premises	17
CM - Commercial Maintenance	1
DS - Dangerous Structure	0
EH - Emergency Hazards	0
LC - Lot Clean	13
SH - Substandard Housing	0
OC - Other Complaint	3
D2 - Demolition 200	0
ID - Involuntary Demolition	0
DR - Demolition Inspection Request	0
US - Unsafe Structure	0
SP - Swimming Pool	0

Complaint Origin Totals

CC - Citizens Complaint	13
CO - City Official Complaint	10
OW - Owner	0
TN - Tenant Complaint	0

Complaint Case Status Totals

AC - Active	16
CL - Closed	7
CM - In Compliance	0

COMMUNITY DEVELOPMENT COMMITTEE MINUTES

October 10, 2022

Aiken, South Carolina

Members Present: Judy Sennett, Angela Fleming, via telephone Bonnie Anne Fulghum and Trudy Boyd

Absent: Gary Yount and Leroy Myrick

Guest: Bill McGhee and Beatrice McGhee

City of Aiken Staff: Sabina Craig

CALL TO ORDER

The meeting was called to order at 12:05pm by Judy Sennett, Chair.

The committee introduced themselves and welcomed Mr. and Mrs. McGhee as a guest.

APPROVAL OF MINUTES

Motion was made by Gary Yount and seconded by Bonnie Anne Fulghum to accept the minutes from the meeting held on July 11, 2022. Motion unanimously passed.

COMMITTEE BUSINESS

A. CDBG Update

CAPER Report - Sabina Craig informed the committee that the CAPER (Consolidated Annual Performance and Evaluation Report) had been submitted to HUD on time, which was due before September 30, 2022. She reported that there are still funds remaining in FY 2020 in the Demolition Program and in FY 2021 in the Lot Clean Up, Demolition, and Land Acquisition Programs.

Mission and Goals - Ms. Craig asked the committee if they would consider coming up with suggestions of how the committee could further serve the low-and-moderate income communities through revisiting and revising its current mission and goals. She will forward the most recent mission statement to the committee for them to review.

Williamsburg Street Project update – Ms. Craig reported that the Williamsburg Street Infrastructure Project is still underway and a bid package is currently being put together for submission by the City's Engineering & Utilities Department. Signs informing the public of the upcoming project have been installed at the 100 block of Williamsburg Street at Richland Ave and Park Ave.

B. Other

There was discussion regarding the demolition program and how to save historic houses from being torn down.

Mr. McGhee handed out a flyer regarding the Schofield Neighborhood Association meeting to be held on October 25th at the Smith Hazel Center.

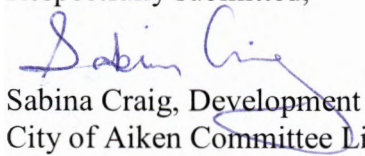
ANNOUNCEMENTS/COMMENTS

There being no further business, the meeting adjourned at 12:58 p.m.

The next Community Development Committee meeting will be held on Monday, January 9, 2023 at 12:00 p.m. at the City Municipal Building located at 111 Chesterfield Street, South, in Room 203 on the second floor.

If you cannot make the next meeting, please let me know ahead of time so that we can reschedule, if needed. Thank you.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Sabina Craig", is written over a light blue rectangular background.

Sabina Craig, Development Project Manager
City of Aiken Committee Liaison

**GENERAL AVIATION COMMISSION
September 13, 2022**

Members Present: Zipper Robbins, John Owen, Doug Kucyk, John Rush

Others Present: Joy Lester, Mike Laver, David Anderson, Charlie Anderson

Chairman Zipper Robbins called the meeting to order at 5:00 p.m.

MINUTES

Mr. Robbins asked if there were any additional clarifications or changes from the previous meeting minutes. A motion was made to approve the minutes as written. The motion was made and seconded. The motion was unanimously approved.

OLD BUSINESS

Mr. Robbins asked about the light on the old hangar and Mr. Owens indicated that it will be removed during the hangar demolition, but that there would need to be security lighting installed once the project is complete. Ms. Lester stated that we will work with the contractor for a solution.

Ms. Lester advised that additional funding was requested in the budget for the restroom renovation. The project will be rebid once additional funds are secured.

Ms. Lester advised that the FAA will pave RW 7-25 in concrete. Our appropriation from BIL has been increased from \$110,000 to \$265,000.

NEW BUSINESS

Mr. Robbins asked for discussion of new business items.

Ms. Lester advised that the property for sale in front of the airport has a potential buyer, but the City has a First Right of Refusal. She passed out for review a drawing from our airport consultant of potential future use for the property for aviation related activities. City Council voted last night to continue the agenda item in order to have a joint meeting with Commission. Mr. Robbins asked what the timeframe was for the potential developments, and Ms. Lester indicated that it was unknown at this time. Several members discussed the property potential and long term planning related to our ALP, submitted to FAA. Discussion continued related to the cost of the property to be purchased by the City. Ms. Lester advised that there is funding available from the FAA and SCAC. Also discussed, we were the Restrictive Covenants for the Airport Business Park.

Mr. Anderson advised that there were funds available from the FAA and SCAC, but was unsure of the percentage. It is encouraged to insulate airports from non-aviation related activities, therefore funding is available for these types of purchases. He stressed the importance of protecting the asset of the airport from encroaching development.

The contractor for hangar demolition has been selected and will be awarded at the next council meeting. Demolition will be completed in 45 days and Reeves will follow with the apron expansion project and helipad development. This project was delayed due to COVID.

Mr. Laver spoke about additional tie downs being installed and a way to move the abandoned airplanes from their current location. He has interested from others in being able to use the space in the grass area.

Ms. Lester also advised that the CORE SC would be touring the facility and others in Aiken County and around the state to discuss a potential collaboration with NASA through a triangle strategy.

ADJOURNMENT

There being no further business, a motion was made to adjourn the meeting. The motion was seconded and all were in favor. The meeting adjourned at 5:45 p.m.

Submitted,

Joy Lester
Airport Manager

5110 - Recreation Division								
Membership Entry								
	Registration		Estimate Attend.	Registration Revenue		Misc. Revenue		Total Revenue
Customer Entry	Resident	Non-Res.		Resident	Non-Res.	Fee	Amt.	
Family Wellness 1 Month	1	-	1	\$ 45.00	\$ -	-	\$ -	\$ 45.00
Individual Wellness 1 Month	3	2	36	\$ 90.00	\$ 60.00	-	\$ -	\$ 150.00
Individual Wellness 3 Month	-	-	5	\$ -	\$ -	-	\$ -	\$ -
Individual Wellness 6 Month	-	-	7	\$ -	\$ -	-	\$ -	\$ -
Individual Wellness 12 Month	-	1	5	\$ -	\$ 200.00	-	\$ -	\$ 200.00
Renew Active Membership	6	1	103	\$ -	\$ -	Renew Active Reimbursement	\$ 224.00	\$ 224.00
Senior/Veteran Wellness 1 Month	7	2	80	\$ 175.00	\$ 50.00	-	\$ -	\$ 225.00
Senior/Veteran Wellness 3 Month	4	2	46	\$ 240.00	\$ 120.00	-	\$ -	\$ 360.00
Senior/Veteran Wellness 6 Month	1	-	31	\$ 100.00	\$ -	-	\$ -	\$ 100.00
Senior/Veteran Wellness 12 Month	6	8	191	\$ 900.00	\$ 1,200.00	-	\$ -	\$ 2,100.00
SilverSneaker Membership	16	16	648	\$ -	\$ -	Tivity Reimbursement	\$ 1,657.50	\$ 1,657.50
Weeks Individual Wellness Day Pass	14	20	34	\$ 84.00	\$ 194.00	-	\$ -	\$ 278.00
Weeks Individual Wellness Day Pass (Youth)	11	29	40	\$ 22.00	\$ 58.00	-	\$ -	\$ 80.00
Sign In	-	-	371	\$ -	\$ -	-	\$ -	\$ -
Program Name								
Archery League(Jan - Mar 2023)	-	1	-	\$ -	\$ 125.00	-	\$ -	\$ 125.00
Christmas Craft Show	12	55	-	\$ 444.00	\$ 1,745.00	-	\$ -	\$ 2,189.00
Climbing Wall Daily Fee	2	4	6	\$ 12.00	\$ 24.00	-	\$ -	\$ 36.00
Evening Yoga	-	-	18	\$ -	\$ -	-	\$ -	\$ -
Fall Day Camp	4	1	-	\$ 300.00	\$ 100.00	-	\$ -	\$ -
Fit 4 Ever	5	2	63	\$ 135.00	\$ 54.00	-	\$ -	\$ 189.00
FR (City Employees)	2	4	81	\$ -	\$ -	-	\$ -	\$ -
Guitar 104	-	-	20	\$ -	\$ -	-	\$ -	\$ -
Karate	8	7	52	\$ 280.00	\$ 280.00	-	\$ -	\$ 560.00
Line Dance	7	4	79	\$ 219.00	\$ 130.00	-	\$ -	\$ 349.00
Pickleball Lessons	15	8	25	\$ 520.00	\$ 220.00	-	\$ -	\$ 740.00
Pickleball Clinic	7	1	8	\$ 105.00	\$ 15.00	-	\$ -	\$ 120.00
Morning Yoga	-	-	11	\$ -	\$ -	-	\$ -	\$ -
Personal Training	-	-	38	\$ -	\$ -	Fee %	\$ 175.75	\$ 175.75
Pilates	4	3	43	\$ 126.00	\$ 120.00	-	\$ -	\$ 246.00
Racquetball	7	1	8	\$ -	\$ -	-	\$ -	\$ -
Saber Academy	3	5	40	\$ 75.00	\$ 125.00	-	\$ -	\$ 200.00
SilverSneakers Classic	3	2	60	\$ 81.00	\$ 54.00	-	\$ -	\$ 135.00
SilverSneakers Yoga	8	-	92	\$ 216.00	\$ -	-	\$ -	\$ 216.00
Summer Day Camp	3	3	364	\$ 280.00	\$ 300.00	-	\$ -	\$ 580.00
Touch-A-Truck	-	-	-	\$ -	\$ -	Vendor/Sponsor	\$ 950.00	\$ 1,350.00
Yoga	5	3	92	\$ 255.00	\$ 153.00	-	\$ -	\$ 408.00
Zumba	-	-	2	\$ -	\$ -	-	\$ -	\$ -
Rentals (Type)	Number Held		Estimated Attendance					
Facilities								
External	17		980	\$ -	\$ -	Rental Fee	\$ 5,155.00	\$ 5,155.00
Internal	34		1080	\$ -	\$ -	-	\$ -	\$ -
Parks/Shelters								
External	16		705	\$ -	\$ -	Rental Fee	\$ 1,320.00	\$ 1,136.00
Internal	1		50	\$ -	\$ -	-	\$ -	\$ -
Smith Hazel								
Customer Entry								
Sign in	-	-	205	\$ -	\$ -	-	\$ -	\$ -
SH Wellness Day Pass Youth	80	20	100	\$ 160.00	\$ 40.00	-	\$ -	\$ 200.00
SH Wellness Day Pass Adult	99	101	200	\$ 290.00	\$ 303.00	-	\$ -	\$ 593.00
Trunk or Treat	-	-	-	\$ -	\$ -	Vendor/Sponsor	\$ 500.00	\$ 500.00
Senior Trip	9	5	14	\$ 54.00	\$ 30.00	-	\$ -	\$ 84.00
Power Wheel Derby	2	5	7	\$ 10.00	\$ 25.00	-	\$ -	\$ 35.00

Rentals	Number Held							
Facilities								
External	7		215	\$ -	\$ -	Rental Fee	\$ 1,435.00	\$ 1,435.00
Internal	16		105	\$ -	\$ -	-	\$ -	\$ -
Parks/Shelters								
External	7		280	\$ -	\$ -	Rental Fee	\$ 600.00	\$ 600.00
Internal	-		-	\$ -	\$ -	-	\$ -	\$ -
Lessie B. Price Aiken Senior & Youth Center								
	Registration		Estimate Attend.	Registration Revenue		Misc. Revenue		Total Revenue
Customer Entry	Resident	Non-Res.		Resident	Non-Res.	Fee	Amt.	
Sign-In	-	-	212	\$ -	\$ -	-	\$ -	\$ -
Program Name								
Bid Whist	-	-	24	\$ -	\$ -	-	\$ -	\$ -
Bingo	62	95	153	\$ 363.00	\$ 590.00	-	\$ -	\$ 953.00
Bridge Club	-	-	144	\$ -	\$ -	-	\$ -	\$ -
Caregiver Event	-	-	-	\$ -	\$ -	Sponsor	\$ 2,000.00	\$ 2,000.00
Computer Room Usage	-	-	25	\$ -	\$ -	-	\$ -	\$ -
Family Game Night	10	18	28	\$ 48.00	\$ 86.00	-	\$ -	\$ 134.00
Fit & Strong!	-	-	87	\$ -	\$ -	LSCOG Reimbursement	\$ 420.00	\$ 420.00
Ice Cream Social	7	7	14	\$ -	\$ -	-	\$ -	\$ -
Mahjong	-	-	40	\$ -	\$ -	-	\$ -	\$ -
Pinochle	-	-	38	\$ -	\$ -	-	\$ -	\$ -
Scrabble	-	-	10	\$ -	\$ -	-	\$ -	\$ -
Senior Club	-	-	76	\$ -	\$ -	-	\$ -	\$ -
Senior Trip	6	4	10	\$ 36.00	\$ 24.00	-	\$ -	\$ 60.00
Tai Chi	-	-	33	\$ -	\$ -	LSCOG Reimbursement	\$ 420.00	\$ 420.00
Walk with Ease	-	-	32	\$ -	\$ -	LSCOG Reimbursement	\$ 420.00	\$ 420.00
Zumba Gold	1	1	2	\$ 35.00	\$ 35.00	-	\$ -	\$ 70.00
4Ls Series	46	48	94	\$ 270.00	\$ 250.00	-	\$ -	\$ 520.00
Rentals	Number Held							
Internal	19		730	\$ -	\$ -	-	\$ -	\$ -
External	3		175	\$ -	\$ -	Rental Fee	\$ 1,530.00	\$ 1,530.00
Parks/Shelters								
External	1		75	\$ -	\$ -	Rental Fee	\$ 110.00	\$ 110.00
Carriage Museum								
Customer Entry								
Local	-		20	\$ -	\$ -	-	\$ -	\$ -
Non-Local	-		36	\$ -	\$ -	-	\$ -	\$ -
Thoroughbred Racing Hall of Fame								
Customer Entry								
Local	-		171	\$ -	\$ -	Dedicated Donations	\$ 91.00	\$ 91.00
Non-Local	-		141	\$ -	\$ -	-	\$ -	\$ -
International	-		3	\$ -	\$ -	-	\$ -	\$ -
Social Media Marketing			Post Reach	Page Likes		Followers		
Facebook			34483	12213		13584		
Instagram			937	-		2146		
Twitter			3134	-		1343		
5120 - Athletic Division								
Citizens Park								
	Registration		Estimate Attend.	Registration Revenue		Misc. Revenue		Total Revenue
Program Name	Resident	Non-Res.		Resident	Non-Res.	Fee	Amt.	
Cheerleading	-	-	60	\$ -	\$ -	-	\$ -	\$ -
Flag Football	-	1	400	\$ -	\$ 65.00	Late Fee	\$ 15.00	\$ 80.00
Soccer	-	-	1200	\$ -	\$ -	-	\$ -	\$ -
Volleyball	-	1	350	\$ -	\$ 65.00	Late Fee	\$ 15.00	\$ 80.00
Senior Softball	-	-	200	\$ -	\$ -	-	\$ -	\$ -
Senior Games	-	1	-	\$ -	\$ 33.50	-	\$ -	\$ 33.50
Concessions Revenue	-	1	-	\$ -	\$ 250.00	-	\$ -	\$ 250.00

Rentals	Number Held							
Sprayground	6		170		\$ -	-	\$ -	\$ 105.00
Generations Park Shelter	4		2500		\$ -	-	\$ -	\$ -
External	9		220		\$ -	-	\$ -	\$ -
Tournaments								
Freedom Sports Adult Softball	1		250	\$ -	\$ -	-	\$ -	\$ -
Top Gun Softball	1		1800	\$ -	\$ -	-	\$ -	\$ 1,500.00
Pickleball Tournament	1		250	\$ -	\$ -	-	\$ -	\$ -
Weeks Tennis Center								
Program Name								
QuickStart Tennis Series	2	-	12	\$ 180.00	\$ -	-	\$ -	\$ 180.00
QuickStart Tennis Singles	6	-	6	\$ 72.00	\$ -	-	\$ -	\$ 72.00
Advanced Tennis Series	1	-	12	\$ 90.00	\$ -	-	\$ -	\$ 90.00
Advanced Tennis Singles	2	-	2	\$ 24.00	\$ -	-	\$ -	\$ 24.00
Adult 1.5 Hour Clinics	31	20	51	\$ 470.00	\$ 310.00	-	\$ -	\$ 780.00
Adult 2 Hour Clinics	25	1	26	\$ 500.00	\$ 20.00	-	\$ -	\$ 520.00
Junior Clinic	25	11	36	\$ 351.00	\$ 144.00	-	\$ -	\$ 495.00
Cardio Clinic	12	8	20	\$ 240.00	\$ 160.00	-	\$ -	\$ 400.00
Private Lessons	7	1	9	\$ 865.00	\$ 60.00	-	\$ -	\$ 925.00
Team Fees	4	8	12	\$ 80.00	\$ 160.00	-	\$ -	\$ 240.00
Passes & Pro Shop Sales								
WTC User Pass	9	4	13	\$ 1,875.00	\$ 825.00	-	\$ -	\$ 2,700.00
Pro Shop Sales	-	-	-	\$ -	\$ -	Monthly	\$ 779.46	\$ 779.46
Pro Court Fee	-	-	-	\$ -	\$ -	Fee	\$ 48.00	\$ 48.00
Court Reservation	25	57	82	\$ 174.00	\$ 348.00	-	\$ -	\$ 522.00
5130 - Tourism Division								
Aiken Visitors Center								
Customer Entry								
Local	-	-	172	\$ -	\$ -	-	\$ -	\$ -
Non-Local	-	-	350	\$ -	\$ -	-	\$ -	\$ -
Program Name								
Saturday Tours	4		97	\$ -	\$ -	-	\$ -	\$ 2,355.00
Private Tours	3		51	\$ -	\$ -	-	\$ -	\$ 565.00
Rentals	Number Held							
Depot	2		100	\$ -	-	Rental Fee	\$ -	\$ -
Park/Shelters	-		-	\$ -	-	\$ -		
Farmers Market								
Rentals	Number Held	Vendors						
Table Rent	13	54	\$ -	\$ -	Table Rent	\$ 5.00	\$ 1,365.00	
Social Media Marketing (Visit Aiken)			Post Reach	Likes/Followers				
Facebook			13343	38952				
Instagram			10655	6739				
Twitter			933	786				
VisitAikenSC.com			Pageviews		Top 5 Pages			
			91762		Calendar,Oktoberfest,What To Do, Featured Things to Do, Festivals & Events			
Trip Advisor Marketing			Star Rating		Traveler Resources		Total Reviews	Responses
			4.5		#1		186	131
5150 - Parks Division								
Projects Report								
- Replaced roof and fascia of Crosland Park Shelter.								
- Asphalt ceramic heater arrived to repair walking trail damage from tree roots.								
- Planted 8 Holley trees donated to Weeks Tennis Center.								
- Tilled and graded 3 ballfields at CPIL.								

5160 - Hopelands/Rye Patch Division							
Hopelands Gardens		Estimate Attend.	Registration Revenue		Misc. Revenue		Total Revenue
			Resident	Non-Res.	Fee	Amt.	
Program Name							
Storytime in the Gardens		297	-	-	-	\$ -	\$ -
Rentals	Number Held						
Internal	-	-	\$ -	\$ -	-	\$ -	\$ -
External	9	157	\$ 80.00	\$ 515.00	-	\$ -	\$ 595.00
Rye Patch Reception Center							
Rentals							
Internal	2	40	\$ -	\$ -	-	\$ -	\$ -
External	2	200	\$ 2,250.00	\$ 1,075.00	-	\$ -	\$ 3,325.00
Guest Cottage							
Rentals							
Internal	4	26	\$ -	\$ -	-	\$ -	\$ -
External	-	-	\$ -	\$ -	-	\$ -	\$ -

8390 - Amentum Center for Performing Arts					
Amentum		Estimate	Rental Revenue	Seat Admission	Total
<i>Rentals (Type)</i>	# Tickets Sold	Attend.		Tax Revenue	Revenue
Aiken Community Theatre	1563	1563	\$ -	\$ -	\$ -
Theatre Rental	631	881	\$ 1,195.00	\$ 300.00	\$ 1,495.00
Miscellaneous Department Revenue					
Type		Estimated Attendance	Number of Rentals	Amt.	Revenue
Newberry Street		5000	1	\$ -	\$ -
The Alley		3900	6	\$ -	\$ -
Revenue and Estimated Attendance Totals					
Total Revenue including Memberships for September 2022				\$	49,159.21
Total Estimated Attendance for September 2022					29,569

Human Resources Report

9/1/2022

[illegible]

Promotions		
Name	Job Title	Department
Bradford Parker	Maintenance Technician	Parks, Recreation, Tourism
Samantha Weathersbee	Maintenance Crew Leader	Public Services
Stephen Stewart	Maintenance Crew Leader	Public Services
Lewis Corbitt	Senior Maintenance Worker	Parks, Recreation, Tourism
Katie Williams	Court Registrar	City Manager Office - Legal

Tracy Lott
Tracy Lott, Human Resources Director

City of Aiken Utilities Monthly Report for October 2022 **AGENDA ITEM #(f)**

		21/22		22/23	
WATER		Month Total	Year Total	Month Total	Year Total
Customers	In City	14,772	n/a	14,953	n/a
	Out City	5,520	n/a	5,591	n/a
	New Customers (Net)	44	n/a	43	n/a
Gallons of Water Pumped	Shaws Creek	66,972,000	636,935,140	72,359	322,893
	Shiloh Springs	40,160,000	412,030,000	47,604	169,729
	Pine Log Well	60,080,000	601,974,000	73,592	293,697
	Town Creek Well	78,580,000	646,884,000	71,490	295,896
	The Vale	923,900	10,665,356	1,246,829	6,161,259
	Silver Bluff	46,036,238	428,612,769	41,652,107	164,923,204
	Total Pumped	315,907,264	2,783,254,335	307,943,936	1,249,507,783
Water Main Leaks	Weekday	1	50	7	25
	Weekend & Nights	0	4	0	3
Water Service Leaks	Weekday	75	627	90	317
	Weekend & Nights	58	316	23	130
	Customer Side	41	422	31	137
	Leaks Responded to	133	1,265	151	612
Fire Hydrants	FH Maintenance	6	6	0	0
	FH Replaced	Not Reported	6	0	0
Water Taps	New Service Line/Tap	2	12	20	44
	Tap Fees	2,557	29,833	2,150	7,049
Misc.	Water Service Replacement	7	192	3	35
	Water Valve Maintenance	3		0	0
	Water Valve Operated	3	112	10	41
	Water Lines Installed (LF)	515	10,936	354	1,308
	Service Line Renewal (fix leaks)	7	539	87	289
	Locate Utilities	1,190	12,762	0	1,234
	Rusty Water Complaints	3	244	7	81
SEWER					
Customers	In City	14,373	n/a	14,579	n/a
	Out City	708	n/a	797	n/a
	New Customers (Net)	58	n/a	40	n/a
Sewer Backups	City Total	46	353	28	90
	Customer Total	38	322	17	55
	On Call	24	327	35	101
	Total Backups Responded to	84	857	80	246
	Cleaned/Jetted (LF)	2,330	48,768	3,494	11,146
Sewer Lines/Taps	New Sewer Taps	1	10	2	2
	Cleanouts Installed	3	33	4	8
	Cleanouts Repaired	4	39	2	13
	Sewer Lines Installed (LF)	80	996	86	199
	Sewer Lines Repaired/Laterals	10	25	3	7
	Manholes Repaired/Raised	1	8	3	6
	Sewer Camera'd (LF)	1,050	12,156	1,045	3,996
	Storm Water Camera'd (LF)	625	2,315	0	650
YARDS					
Repairs Completed (Each)		22	457	39	125
METERS					
Need Whole Meter Box		0	16	3	7
Need Lid on Meter		0	39	2	4
Curb Stop Needs Replacing		3	88	8	16
Turn Off/Turn On		628	5597	411	2011
Cutoff Backflow Noncompliant		0	3	0	0
PC (Pressure Checks)		1	115	7	40
Reconnect After Payment		91	744	77	332
Check for Leaks		8	81	11	45
Move Meter		7	26	1	7
Reread Meter		23	162	24	84
Whensets		17	190	27	45
Meters Changed Out		27	358	19	92

AGENDA ITEM #(f)

WORK PERFORMED				
<i>Asphalt Crew</i>	Men	Material Qty	Monthly Repair #	Year to Date Hrs.
City Road Repair	4	0	0	1
City Water Road Repair	5	0	38	198
City Sewer Road Repair	0	0	6	13
City Storm Water Road Repair	5	0	3	20
City Road Preservation Program	0	0.00	0	0.00
City Road Crack Sealing	0	0	0	0
City Pothole	3	0	8	27
DOT Road Repair	0	0	0	0
DOT Storm Water Road Repair	0	0	0	0
DOT Pothole	0	0	0	0
PRT Road Repair	0	0	0	0
PW Paver Repair(Tree Roots)	0	0	0	0
City Water Paver Repairs	0	0	1	2
City Public Services Repairs	0.00	0.00	0.00	0.00
Public Safety Road Repair	0.00	0.00	0.00	0.00
<i>Dirt Roads</i>	Men	Loads	Miles	Hours
Dirt Street Grading	1.00	5.00	5.00	31.00
Dirt Added to Street	0.00	0.00	0.00	0.00
<i>Concrete(15ft CG)</i>	Men	Loads	Miles	Hours
City Sidewalk/Concrete Driveway/C&G	0.00	2.00	2.00	17.00
City(Water)Sidewalk/Concrete Driveway/C&G	2.00	2.00	2.00	28.00
City (Sewer) Sidewalk/Concrete Driveway/C&G	0.00	2.00	0.00	17.00
City(SW) Sidealk/Concrete Driveway/C&G	0.00	0.00	0.00	0.00
DOT Sidewalk/Concrete Driveway/C&G	0.00	0.00	0.00	0.00
PW Sidewalk/Concrete Driveway/C&G	0.00	0.00	0.00	0.00
Public Safety Sidewalk/Concrete Driveway/C&G	0.00	0.00	0.00	0.00
PRT Sidewalk/Concrete Driveway/C&G	0.00	0.00	0.00	0.00
*SPECIAL PROJECTS				
STORM WATER WORK PERFORMED	Month Total	Year Total	Month Total	Year 22/23
Cleaned Catch Basin/Curb Inlets City	9	172	22	84
Cleaned Catch Basin/Curb Inlets SCDOT	0	0	21	145
Pipes/Ditches/Cleared Footage	0	2	350	1,167
Storm Pond Maintenance				
Vegatation Hrs.	18	302	2	63
Fence Repair Hrs.	5	66	0	23
Inlets/Outlets Hrs.	3	102	6	41
Pond Inspections	1	26	28	28
Storm Water Infrastructure Maintenance				
Box Repairs	5	68	3	23
Lid Repairs	0	58	4	7
Pipe Repair	3	18	0	5
Street Sweeper Hrs.				
City Streets Hrs.	160	1,531	160	760
SCDOT Hrs			160	320
Footage				
City	6	35	0	1,010
SCDOT	0	0	0	0
Stormwater Projects Hrs				
			13	40.00

DEVELOPER PROJECTS		Size	FY 21/22		FY 22/23	
			Month Total	Year Total	Month Total	Year Total
Sewer Mains	PVC (LF)	16"	60	60	0	0
	PVC (LF)	12"	7,400	7,400	0	0
	PVC (LF)	10"	0	0	0	0
	PVC (LF)	8"	0	8,359	2,407	4,850
	PVC (LF)	6"	0	0	0	2,359
	PVC (LF)-	4"	0	0	0	0
	DIP (LF)	4"	0	820	820	820
	DIP (LF)	8"	0	1,136	0	0
	Manholes (EA)		20	35	11	26
	House Services (EA)		0	69	0	49
	Commercial Services (EA)		0	0	0	0
	Valve Inserts		0	0	0	0
Water Mains	Lift Stations (EA) Woodford		0	1	0	1
	PVC (LF)	12"	0	0	0	0
	PVC (LF)	10"	0	0	0	0
	PVC (LF)	8"	0	0	0	0
	PVC (LF)	6"	0	3,965	3,188	6,068
	PVC (LF)	4"	0	0	0	0
	DIP (LF)	12"	0	0	0	0
	DIP (LF)	10"	0	0	0	0
	DIP (LF)	8"	0	0	0	0
	DIP (LF)	6"	0	0	0	0
	Fire Hydrants (EA)		0	8	4	8
	Valves (EA)		0	2	0	0
Storm Sewer	House Services (EA)		0	69	35	84
	Storm Sewer (LF)	54"	0	0	0	0
	Storm Sewer (LF)	48"		200	0	0
	Storm Sewer (LF)	36"	0		0	
	Storm Sewer (LF)	30"	0		0	1,572
	Storm Sewer (LF)	24"	0		0	0
Miscellaneous	CIPP	18"	200		522	1,912
	Storm Water Structures		0	0	0	0
	Sidewalks (LF)		0	0	0	0
	Curb & Gutter (LF)		0	0	0	0
	Paving (LF)		0	0	0	0
CITY PROJECTS	Easements	8"	0	0	0	0
	Sewer Mains					
	PVC (LF)	12"	0	0	0	1
	PVC (LF)	10"	0	0	0	0
	PVC (LF)	8"	0	0	0	0
	PVC (LF)	6"	600	0	0	90
	PVC (LF)	4"	0	0	0	0
	Manholes		0		2	6
	House Services		0	0	0	0
	Lift Stations		0	0	0	0
Water Mains	PVC (LF)	12"	0	68	68	68
	PVC (LF)	10"	0	0	0	0
	PVC (LF)	8"	0	0	0	0
	PVC (LF)	6"		2,050	0	0
	PVC (LF)	4"	0	0	0	0
	PVC (LF)	2"	0	0	0	0
	DIP (LF)	12"	0	0	0	0
	DIP (LF) Two Notch	8"	0	0	0	0
	DIP (LF)	2"	0	0	0	0
	FH		1	1	0	0
	Valves (EA) Powderhouse			5	0	0
	DIP (LF)	6"	0	0	0	0
Storm Sewer	Storm Sewer (LF)		0	0	0	0
MISC.	NPDES & MS4 Inspections/Reports		3	60	21	71
	Street Light Repairs		27	253	72	214
	New Streetlights		0	33	0	3
	Decorative Light Poles		0	4	n/a	0
	Standard Pole		0	0	n/a	0
	Bollards		0	0	n/a	0
	Airport Mowing Hours		32	386	38	237

AGENDA ITEM #(f)

		FY 21/22		FY 22/23	
ENGINEERING		Month Total	Year Total	Month Total	Year Total
Plans	Major Development (New)	3	42	0	4
	Review Hours - (New)	4	82	0	10
Building Permits	Number Worked	40	361	34	172
	Workhours	26	80	0	0
Permits	Highway Encroachment	2	95	15	38
	Workhours (SCDOT & County)	1	97	0	0
	DHEC - Final Permit to Operate	0	2	1	4
Easements	Plats/Workhours	0	0	0	0
Legal Dscrp.	Minor/Lot Subdivision	0	0	8	17
Citizens	Number of Requests	6	54	10	45
	Workhours	3	50	10	45
	Number of Complaints	1	1	2	10
	Workhours	0	0	2	6
Tests	Number of Fireflows	1	11	4	8
	Fireflow Manhours	1	11	4	7
	Number of Back Flow Checks	0	0	116	259
	Back Flow Checks - hrs.	81	1,142	168	242
	Number of Well Checks	0	0	0	0
	Well Check - hrs.	0	0	0	0
Project Name		YTD Workhours	Project Name	YTD Workhours	
AECOM Houndslake City Ponds (SW)		72	NPDES & MS4 Compliance (SW)	50	
Aiken County Road Resurfacing (U) (S)		18	McCormick St. Stormdrain Rehab (SW)	0	
			Millbrooke Elementary Renovations	185	
Aiken Hotel Renovations (D) PASCALIS		On Hold	Newberry Street Parking (U)	4	
		7.5	Northside Park Drainage (SW) (U)	0	
Banks Mill Lift Station (U)		160	Palmetto Crossing (U)	0	
Bio-Swales - Parkways (SW)		78	Park Avenue Bike Path (S)	0	
Bonnieview/Hidden Haven Water Lines (U)		31	Parkway Renovations (S)	22	
Burgundy Water line Project		40	Palamino Oaks	70	
City Pond Condition/ Schedules (SW)		44	Pendleton ST Parking Concept (S)	0	
Dupont Landing PH 111/IV/V		130	Powderhouse Landing 4 & 5	100	
Chukker Creek Townhomes (D)		88	RailRoad Stormwater Project (U)	Closed	
Danbrook Village			Richland Ave. Streetscape Concept (S)	0	
Deodar Section 8(U)		40	Sandhurst Sewer Aerial Crossing (U)	105	
Dougherty & Whiskey Roads (S)		Closed	Sand River Grouting/CMAR (U)	120	
Downtown Phase 1-B project (U) (SW)			Sewer Capacity Study (U)	4	
Downtown Infrastructure Project (U)		26	Sewer Modeling GMC (U)	72	
Electric Car Charger Station Concept (S)		32	Shaw Building Concept/ WTP	75	
GIS Projects Micellaneous (U)		1140	Shaw's Creek 319 Grant	0	
GIS Project Management/Outfall Maps (U)		270	South Boundary Sewer Rehab. (U)	0	
Generation Park Drainage Issue (SW)		0	Stormwater Pond Research/Cleanups (SW)	70	
Generation Park Walking Trail (S)		12	Stormwater Investigations (SW)	8	
Greengate Projects Micellaneous (U)		Suspended	Two Notch Water Main install	24	
Hampton Ave. Sidewalk (S)		120	Summertown Village (U)	40	
Hampton Ave, Bike Lane Project (S)		17	Town Creek/Pond (SW)	4	
Hidden Haven (U)		13	University Parkway Waterline Improv. (U)	20	
Richland Ave Nail Salon		38			
Hitchcock Sewer Improvements (U)		0	Water Modeling GMC (U)	52	
Hitchcock Woods Stormwater (SW)		55	Whiskey Road Corridor Study Review (D)	4	
Hopeland Farms Drainage Issue (SW)		0			
Horse Creek Force Main		62	Storm Water Ordiance Update	95	
Houndslake Stormdrain Issue (SW)		32	Woodside Stormwater Project (SW)	32	
Kalmia Landing Pond (SW)		0	Portrait Hills	34	
Kaolin Road Waterline (U)		12	Neighborhood Backflow Survey	40	
Kennedy Kolony Drainage Issue (SW)		14	Safe Routes to School /Crosland Park	126	
Ligon Water Replacement		10	Chick Filet Remodel	30	
			Zaxby's Demo/Rebuild	37	
Lime Slurry Tank Project (U)		28	HWY 1 Parallel Sewer	182	
LOL Inspection Woodside Phase IV Sec. 8 (U)		0	Projects Done		
Lundee Dr. Waterline Relocation (U)		Construction			

Utilities Manager Monthly Report**Date: 11/3/2022**

The **Utilities (E&U)** consists of (7) Divisions: **Water Distribution (Special Projects)**: (33) Fulltime (2) Part time, **Storm Water** (7) Fulltime (1) part time, **Sewer Collection** (14) Fulltime, **Roads & Streets** (8) fulltime (1) Part time, **Warehouse** (1) fulltime, **Airport/Streetlights** (1) Fulltime.

Our commitment is evident in our daily community involvement and attentiveness to our customers' needs. Our vision is "**Safety, Efficiency, and Service Exceeding Expectations.**"

Our mission is to provide quality **Public Works** service for all customers "in house-outside".

Below is a summary of Public Works' operations. In addition to the items below, there may be ongoing projects in various stages that the E&U staff is involved with. If additional information is needed, please let us know.

1. Total Administrative Calls (667)**2. Water Distribution:**

Leaks responded to (144) Repaired (87) Service Lines Replaced (3) Customer Side/Nothing Found (44)

Responded to (7) Mainline Breaks **Regular Hours** or On – Call (0) (10) Valves Operated

(0) Mainline Repairs **Regular Hours** or On – Call

Replaced Meters (0) Meter Box Replaced (3) Meter Box Raised (1) Meter Lids (2) Moved (1)

Performed Water Pressure Test (7) Rusty Water (7)

Number of Reworks (0) Water Lines Installed-LF (354) Turn On/Off (32)

Miscellaneous Water Requests (0) Replace Curb Stop (8)

Number of Yards Repaired (39)

New Meters (1)

Galvanized Pipe Replaced **FT** (0) Lead Goosenecks removed (0)

Total Overtime Hours (0)

Staffing Numbers- Current (13) Vacancies (12)

Overall Health of Division Issues – no issues

3. Sewer Collections:

Respond to Sewer Backups// City Issue (28) Non City Issue (17) No Issues (0)

On Call: (35) City (17) Non City (18)

Jettied Footage (3494)

Camera Sewer to Determine Problem Areas:

Camera Footage (1045)

Sewer Cleanout Installed (4) Repaired (2)

Sewer Lines Installed in LF (86)

Repaired Sewer Lateral at (3) Locations

Manholes:

Uncovered Manhole (0) Raised to Grade (0) Repaired (3) SL Rat Inspections (0)

Removed Debris from Pumps (4) Routine Maintenance Hours (117)

Cut Grass at (3) Sewer Pump Station Locations

Number of Grease Removed from Wet Wells and Cleaned Floats (22)

Lift Stations: Pumps/Motors (2)

Taps (2)

Miscellaneous Work Orders: Sewer (56)

Total Overtime Hours: Sewer (121) Lift Station (60)

Staffing Numbers-Current (12) Vacancies (2)

4. Storm Water: **INFORMATION SHOULD COME TO YOU FROM DARRIN**

Cleaned Drains: City () SCDOT ()

Ditches () Pipes ()

Storm Pond Maintenance Hrs.

Vegetation Hrs. ()

Fence Repair Hrs. ()

Inlets/Outlets Hrs. () Pond Inspections ()

Storm Water Infrastructure Maintenance:

Box Repair () Lid Repair () Pipe Repair ()

Street Sweeper Hrs. City () SCDOT ()

Camera Hrs. City () SCDOT () Footage ()

Miscellaneous/Special Project Hrs. () Site Visits Hrs. () Meeting Hrs. ()

Total Overtime Hours ()

5. Roads:**Concrete:**

Replaced: Driveways/Sidewalks (2) Curb/Gutter/Ft (0) Sidewalks by Ft (0) Yards (14.5) Hours (12)

Water (2) Hours (9) Public Svcs (0) Hours (0) Storm Water Repair (0) Hours (0)

Sewer (0) Hours (0) DOT Repairs (0) Hours (0) Airport (0) Hours (0) Light Poles (0)

Dirt Road:

Hours (15) Dirt Road Miles (5) Number of Work Orders/Loads (1) Cleaned Drains Hours (4)

Asphalt:

Water Repairs (38) Water Hours (96) Storm Water Repair (3) Hours (5) P. Svcs. Repair (1) Hours (2)

Sewer Repair (6) Hours (8) City Rd (0) Hours (0) Airport (0) Hours (0) RR Repair (0) Hours (0)

Potholes:

Number of Potholes Patch City (8) Hours (14) SCDOT (0) Hours (0)

Number Utilities Cuts Repaired (0) Utility Hours (0)

Brick Paver Work:

Replace (1) Hours (2) Repaired (0)

Equipment/Shop Maintenance/Hours (0)

Bags of concrete: (0)

Miscellaneous Work Orders (0) Hours (1)

Total Overtime Hours (0) *

Staffing Numbers- Current (8) Vacancies (0)

6. Warehouse

Customer Orders Placed **(67)**

Number of Stock Requisitions Placed **(165)**

Inventoried Items **(3585)**

Inventoried Items Value: **(\$48,523)**

7. Airport/ Streetlight

Maintenance Items at Airport **(903)**

Grass Cutting Hours **(38)**

Streetlight Jobs Repaired **(72)** New **(0)**

Building Maintenance Jobs **(214)**

Equipment Maintenance Jobs **(162)**

Miscellaneous Jobs **(1029)**

Staffing Numbers: Current **(2)** Vacancies **(0)**

Total Overtime Hours **(6.5)**

Please note any significant incidents, events, & Information

Overall health of the department: Issues – no issues

Issues:
